



Office of
Mary Jo Brogato
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

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

Victor E. Callahan (1st AL), Chairman
John Patrick Burnett (1st), Vice-Chairman
Carl W. Bussey (2nd), Dennis Waits (3rd), Dan Tarwater (4th),
Dixie M. Flynn (5th), John C. Graham, Sr. (6th),
Lisa White Hardwick (2nd AL), Fred Arbanas (3rd AL)

Monday, October 27, 1997

4:00 PM

Forty-first Regular Meeting

Independence Legislative Assembly Area, Independence, Missouri

Victor E. Callahan, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on . Seconded by Carl W. Bussey.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Janet Colt, Manager of Administration, advised the Legislature that Katheryn Shields, County Executive, was attending a Chamber of Commerce meeting.

Janet Colt reported that this weekend vandals destroyed decorations used for Christmas in the Park.

Eddie Brooks Jr., Manager of Operations, added that twenty large displays were vandalized and nine of those were totally destroyed. This is Jackson County Parks and Recreation's 10 year anniversary celebration for Christmas in the Park and they will work diligently to make repairs prior to opening day. He reported that there are no leads at present but the Sheriff's Department is working on the case.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

- [2737](#) AN ORDINANCE amending the Jackson County Master Plan "Strategy for the Future" by changing the road classification of Borgman Road from "collector" to "local."
- [2738](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [2738](#) Fred Arbanas moved to perfect Ordinance #2738. Seconded by Dixie M. Flynn.
The motion passed by a voice vote. (PERFECTED)
- [2738](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2738. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
- [2738](#) Fred Arbanas moved the passage of Ordinance #2738 as perfected, amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 5 + acre tract. Seconded by Dixie M. Flynn.
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
(ADOPTED)
- [2739](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [2739](#) Fred Arbanas moved to perfect Ordinance #2739. Seconded by Dixie M. Flynn.
The motion passed by a voice vote. (PERFECTED)
- [2739](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2739. Seconded by Dixie M. Flynn.
The motion passed by a voice vote. (APPROVED)
- [2739](#) Fred Arbanas moved the passage of Ordinance #2739 as perfected, approving a conditional use permit for the operation of a bed and breakfast inn, as to a certain 5 + acre tract. Seconded by Dan Tarwater.
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
(ADOPTED)
- [2740](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.

- [2740](#) Fred Arbanas moved to perfect Ordinance #2740. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [2740](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2740. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
- [2740](#) Fred Arbanas moved the passage of Ordinance #2740 as perfected, amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 65.7 + acre tract and approving the preliminary plat "Breezy Meadows - 2nd Plat," creating an 11-lot residential subdivision. Seconded by Dan Tarwater.
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
(ADOPTED)
- [2741](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [2741](#) Fred Arbanas moved to perfect Ordinance #2741. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [2741](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2741. Seconded by Carl W. Bussey.
The motion passed by a voice vote. (APPROVED)
- [2741](#) Fred Arbanas moved the passage of Ordinance #2741 as perfected, amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 10 + acre tract. Seconded by Dan Tarwater.
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
(ADOPTED)
- [2743](#) AN ORDINANCE repealing sections 1040. and 1050., Jackson County Code, 1984, relating to purchasing, and enacting, in lieu thereof, two new sections relating to the same subject.
- [2746](#) AN ORDINANCE repealing Ordinance 2628, dated January 29, 1997, authorizing the exemption of the positions of probation and parole clerk typist II, probation and parole officer I, and probation and parole assistant I, all within the Missouri Department of Probation and Parole district office, from the provisions of the Merit System, and amending Schedule V to chapter 2, Jackson County Code, 1984, relating to the salaries of non-merit employees.

- [2747](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [2747](#) Fred Arbanas moved to perfect Ordinance #2747. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [2747](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2747.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
- [2747](#) Fred Arbanas moved the passage of Ordinance #2747 as perfected, repealing 5037.,
Jackson County Code, 1984, relating to docks on Prairie Lee Lake. Seconded by Dixie
M. Flynn.
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett,
Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

- [11910](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [11911](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [11913](#) Public Works Committee moved do pass the Public Works Committee Amendment of
10/27/1997, to insert the words "Environmental and" after the word "for" in the heading,
third and fourth paragraphs and to insert the words "Environmental and" after the word
"certain" in the second paragraph. Consent Agenda.
- [11914](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [11915](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [11916](#) A RESOLUTION awarding a contract on Bid No. 106-97 for the furnishing of drug
treatment services for use by the Jackson County Drug Court to County Court Services,
Inc. of Independence, MO, in the actual amount of \$638,000.00.

9 CONSENT AGENDA

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

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett,
Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

11910

A RESOLUTION awarding a term and supply contract on Bid No. 123-97 for the furnishing of fluorescent lamps for use by The Facilities Management Department to Western Extralite of Kansas City, MO (\$5,000.00), City Lighting of Kansas City, MO (\$5,000.00), Voss Electric of Kansas City, MO (\$5,000.00) and Glasco Summers Electric of Kansas City, MO (\$5,000.00) to provide for their needs for the upcoming one-year period, in the estimated aggregate amount of \$20,000.00.

(ADOPTED)

11911

A RESOLUTION authorizing the County Executive to execute a Memorandum of Understanding with the City of Kansas City, Missouri, and the Kansas City, Missouri Board of Police Commissioners, regarding the Prosecuting Attorney's Drug Abatement Response Team, at a cost to the County not to exceed \$96,000.00.

(ADOPTED)

11913

A RESOLUTION authorizing the County Executive to execute an Agreement for Environmental and Animal Control Services with the City of Greenwood, Missouri.

(ADOPTED)

11914

A RESOLUTION transferring \$215,262.00 within the 1997 Anti-Drug Sales Tax Fund to cover expenditures through the end of the grant period for the Prosecuting Attorney's Drug Court Enhancement Grant.

(ADOPTED)

11915

A RESOLUTION transferring \$188,806.00 within the 1997 Anti-Drug Sales Tax Fund to cover expenditures through the end of the grant period for the Prosecuting Attorney's Criminal Justice Network Grant.

(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE**2748**

Dennis Waits moved to perfect Ordinance #2748. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

2748

Dennis Waits moved to suspend the rules to consider final passage of Ordinance #2748.
Seconded by John Patrick Burnett.

The motion passed by a voice vote.

(APPROVED)

[2748](#) Dennis Waits moved the passage of Ordinance #2748 as perfected, amending §1503., Jackson County Code, 1984, relating to the Jackson County Employees' Restated Pension Plan, by changing the definition of "credited service," contained in §1503.13. Seconded by John Patrick Burnett.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

[2749](#) Appropriating \$35,000.00 from the unappropriated surplus of the 1997 Park Enterprise Fund and authorizing the County Executive to execute agreements with certain organizations to provide services in connection with the 1997 Christmas in the Park event, at a cost to the County not to exceed \$35,000.00.

(Land Use Committee)

[2750](#) Setting December 1, 1997, as the date for submission of the fiscal year 1998 budget by the County Executive.

(WITHDRAWN BY SPONSOR BURNETT, CONCURRED BY WAITS AND BUSSEY.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[11919](#) Awarding a term and supply contract on Bid No. 89-97 for the furnishing of maintenance agreements for Motorola mobile radios for use by various County departments to Independence Communications of Independence, MO, to provide for their needs for the upcoming one-year period, in the estimated amount of \$32,714.52.

(Finance and Audit Committee)

[11920](#) Awarding a term and supply contract on Bid No. 90-97 for the furnishing of maintenance for non-Motorola mobile radios for use by various County departments to Custom Radio Communications of Kansas City MO, to provide for their needs for the upcoming one-year period, in the estimated amount of \$34,986.60.

(Finance and Audit Committee)

[11921](#) Declaring certain personal property from the Parks and Recreation Department as surplus personal property and authorizing its donation to the City of Kansas City, MO.

(Land Use Committee)

[11922](#) Awarding a term and supply contract on Bid No. 109-97 for the furnishing of recreational wearing apparel for use by the Department of Corrections to Raytown Screenprint of Kansas City, MO (\$6,135.00), Midwest Sales of Kansas City, KS (\$1,257.07), and Jerry's Sport Shop of Grandview, MO (\$738.50), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$8,130.57.

(Health and Justice Committee)

[11923](#) Approving the purchase and installation of steel shelving for the Department of Records' new Records Center from the State of Missouri's Missouri Correctional Enterprises, at a cost to the County not to exceed \$45,575.00.

(Finance and Audit Committee)

[11924](#) Authorizing the County Executive to execute a Cooperative Agreement for Services with the City of Kansas City, Missouri, concerning the Prosecuting Attorney's KC Stop Violence Network Program, at a cost to the County not to exceed \$82,543.00.

(Health and Justice Committee)

No dissenting vote to consider Resolutions #11925 and #11926 - not on printed agenda.

[11925](#) Fred Arbanas moved the passage of Resolution #11925, expressing the sympathy of the Legislature to the family and friends of Aleck Bratt, upon the occasion of his death. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

[11926](#) Dennis Waits moved the passage of Resolution #11926, expressing the sympathy of the Legislature to the family and friends of Robert P. Pendergast, Sr., upon the occasion of his death. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Victor E. Callahan, Chairman, explained that Ordinance #2750 was withdrawn because the Administration should submit its budget to the Legislature by November 15, 1997 to allow time for the legislators to review it prior to budget hearings.

Janet Colt, Manager of Administration, said they would do their best but she was not sure what type of details will be available by November 15, 1997.

14 NEW BUSINESS

Fred Arbanas, County Legislator, introduced a former legislator in the audience, Harry Griffiths.

Victor E. Callahan reminded everyone that the Finance and Audit Committee will have a public hearing next Monday, November 3 at 1:30 p.m. and the County Legislative meeting will be held at 3:00 p.m. Both meetings are scheduled to be held in the Kansas City Legislative Assembly Area.

15 ADJOURNMENT

Fred Arbanas moved to adjourn the meeting. Seconded by Carl W. Bussey.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, November 3, 1997, at 3:00 P.M in the Legislative Assembly Area, Kansas City, Missouri.