



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
Ronald E. Finley (2nd), Vice-Chairman
Scott Burnett (1st), Dennis Waits (3rd), Dan Tarwater (4th),
Terry Young (5th), Bob Spence (6th), Lisa White Hardwick (2nd AL),
Fred Arbanas (3rd AL)

Tuesday, February 16, 1999

4:00 PM

Seventh Regular Meeting

Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, Division 12, 5th Floor

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

1 ROLL CALL

Present: Victor E. Callahan, Lisa White Hardwick, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence
Absent: Fred Arbanas

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 Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, said the Finance & Audit Committee discussed the procedures for payment on contracts with outside agencies and a County Executive Order would be introduced today regarding this matter.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Dennis Waits moved to waive the reading of Ordinances #2885 through #2890. 2nd. by Lisa White Hardwick.
Voice Vote. (APPROVED)

The Land Use Committee will have a public hearing regarding Ordinance #2888 and Ordinances #2894 through #2897 on Wednesday, February 24, 1999, at 11:00 a.m. in the Jury Assembly Room, Independence, Missouri.

[2885](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 10 + acre tract.

[2886](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to LI (Light Industrial), a certain 10 + acre tract.

[2887](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RS (Residential Suburban) a certain 1.5 + acre lot residential subdivision.

[2888](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RS (Residential Suburban), a certain 33+ acre tract and approving the preliminary plat "Meadows of Lawnwood," creating a 21-lot residential subdivision.

[2889](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 5 + acre tract.

[2890](#) AN ORDINANCE approving a conditional use permit to operate a horse boarding facility as to a certain 17.5 + acre tract.

Ronald E. Finley moved to waive the reading of Ordinances #2892 and #2893. 2nd. by Dennis Waits.
Voice Vote. (APPROVED)

[2892](#) AN ORDINANCE authorizing the renewal of the Series 1996 and 1997 Leasehold Revenue Bond leases between Jackson County, Missouri, and the Jackson County Public Building Corporation, and irrevocably budgeting, appropriating and setting aside County funds in an amount sufficient to pay the anticipated rental payment and additional payments that will become due during the forthcoming renewal terms.

- [2893](#) AN ORDINANCE authorizing the renewal of the Leasehold Revenue Bond Financing Agreement (Truman Sports Complex/County Parks Project) between Jackson County, Missouri, and the Jackson County Sports Complex Authority, and irrevocably budgeting, appropriating and setting aside County funds in an amount sufficient to pay the anticipated rental payment and additional payments that will become due during the forthcoming renewal term.
- Dennis Waits moved to waive the reading of Ordinances #2894 through #2897. 2nd. by Dan Tarwater.*
- Voice Vote. (APPROVED)*
- [2894](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 16 + acre tract.
- [2895](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 7 + acre tract.
- [2896](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 4.7 + acre tract.
- [2897](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 15 + acre tract.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

- [12522](#) Health and Justice Committee moved do pass. Consent Agenda.
- [12524](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 190-98 for the furnishing of custom file folders and dividers for use by the Prosecuting Attorney's Office to Midwest Power Files of Kansas City, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$12,000.00.
- [12525](#) Public Works Committee moved do pass. Consent Agenda.
- [12526](#) Public Works Committee moved do pass. Consent Agenda.
- [12527](#) Public Works Committee moved do pass. Consent Agenda.
- [12528](#) Land Use Committee moved do pass. Consent Agenda.

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: 7 - Victor E. Callahan, Lisa White Hardwick, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

Absent: 1 - Fred Arbanas

12522

A RESOLUTION authorizing Change Orders Nos. 13 and 14 to the contract with Walton Construction Co. of Kansas City, MO (Bid No. PW-2345, Bid Package No. 8), for various changes required in connection with general construction for the expansion at the Jackson County Detention Center, increasing the contract amount by \$78,136.00 and \$14,841.00, respectively.

(ADOPTED)

12525

A RESOLUTION awarding a term and supply contract on Bid No. 189-98 for the furnishing of agricultural supplies for use by the Parks and Public Works Departments to Feldman's of Blue Springs, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$8,000.00.

(ADOPTED)

12526

A RESOLUTION awarding a term and supply contract for the furnishing of Bomag, Galion, and International Hough recycling machine parts and service for use by the Public Works Department to Roadbuilders Machinery of Kansas City, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$25,000.00, as a sole source purchase.

(ADOPTED)

12527

A RESOLUTION awarding a term and supply contract on Bid No. 197-98 for the furnishing of ready mix concrete for use by the Public Works and Parks and Recreation Departments to APAC Missouri Materials, L.L.C., of Harrisonville, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$95,000.

(ADOPTED)

12528

A RESOLUTION authorizing the County Executive to execute two easement agreements with the City of Independence, Missouri, in connection with the Little Blue Trace Park.

(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[12535](#) Awarding a term and supply contract on Bid No. 176-98 for the furnishing of chemicals and fertilizers for use at the Longview Golf Course by the Parks and Recreation Department to D & D Turf of Olathe, KS (\$155.16), Lesco, Inc., of Rocky River, OH (\$17,684.50), United Horticultural Supply of North Kansas City, MO (\$33,813.00), Professional Turf Services, Inc., of Independence, MO (\$14,988.60), Outdoor Equipment Co. of Grandview, MO (\$1,099.20), The Scotts Company of Marysville, OH (\$11,052.80), Midwest Turf Management of Kansas City, MO (\$8,531.50), Carso, Inc., of Camargo, IL (\$2,220.00), Helena Chemical of Lenexa, KS (\$1,515.52), and Terra Distribution, Inc., of St. Joseph, MO (\$23,620.10), to provide for departmental needs for the upcoming one year period in the estimated aggregate amount of \$114,680.38.

(Land Use Committee)

[12536](#) Awarding a term and supply contract on Bid No. 195-98 for the furnishing of pesticides for use by the Parks and Recreation Department to Vegetation Management Supply of Kansas City, KS (\$16,000), United Horticulture Supply of Leavenworth, KS (\$4,000), and Helena Chemical Company of Lenexa, KS (\$8,000), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$28,000.00.

(Land Use Committee)

[12537](#) Awarding a term and supply contract on Bid No. 198-98 for the furnishing of LP (propane) gas for use by the Sheriff's and Parks and Recreation Departments to Ray-Carroll County Grain Growers, Inc., of Richmond, MO, to provide for their needs for the upcoming one-year period, in the estimated amount of \$13,000.00.

(Health and Justice Committee)

[12538](#) Authorizing the County Executive to execute an agreement with The Children's Mercy Hospital to provide medical and hospital services to indigent residents of Jackson County at a cost to the County not to exceed \$865,000.00.

(Health and Justice Committee)

[12539](#) Congratulating Danielle Roemer upon being selected as Miss Missouri American Teen and first runner up in the Miss American Teen contest.

(Legislature As A Whole)

[12540](#) Authorizing Change Order No. 9 to the contract with Rodriguez Mechanical Contractors, Inc., of Overland Park, KS, (Bid No. PW-2345, Bid Package No. 6), for the construction and installation of mechanical and plumbing systems for the expansion at the Jackson County Detention Center, increasing the contract amount by \$83,284.00.

(Health and Justice Committee)

[12541](#) Authorizing the County Executive to execute Agreements with certain organizations which provide assistance to homeless persons, at a total cost to the County not to exceed \$452,030.00.

(Finance and Audit Committee)

[12542](#)

Authorizing the Director of Finance to make payments totalling \$10,630,000 to Truman Medical Center - East and \$1,601,978 to Truman Medical Center - West, during the 1999 budget year.

(Health and Justice Committee)

12 **COUNTY EXECUTIVE ORDERS**

[99-10](#)

- A. Executive Order #96-06 is hereby rescinded.
- B. Pursuant to Section 11 of Article IV of the Jackson County Charter, there are established as members of the staff of the County Executive the following:

Manager of the Division of Administration

Manager of the Division of Finance

Manager of the Division of Operations

as said positions may be amended, and together with such other staff positions as may be included, in the County's annual budget.

Within those divisions are the following departments:

Administration

Economic Development
Facilities Management
Personnel
Purchasing

Finance

Assessment
Collection
Finance
Management Information Systems
Records

Operations

Corrections
Parks and Recreation
Public Works

The director of each department shall organize and manage the department, subject to the coordination and supervision of the County Executive and the respective division manager, and shall appoint and assign functions and duties to such other officers, assistants, and employees as may be provided.

The Manager of the Division of Administration shall aid the County Executive in the coordination and supervision of the Departments of Economic Development, Facilities Management, Personnel, and Purchasing. The Manager shall monitor County contractual services functions. The Manager shall have all duties as are delegated to that office by the County Executive and such other duties as may be required of that office by the County Charter and Code, including but not limited to, the powers and duties prescribed for the Director of Economic Development and Planning in chapter 81 of the Code; for the Personnel Director in chapters 7, 9, and 75 of the Code; and for the Director of Purchasing in chapters 10, 11, and 47 of the Code.

The Director of Economic Development shall be responsible for the implementation of the County's economic development program. The Director shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of

Administration and such other duties required of that office by the Code.

The Director of Facilities Management shall administer the Department of Facilities Management, and direct the operation of all County buildings and grounds, with the exception of those in the County park system and Sheriff's Department, and shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of Administration and such other duties required of that office by the Code.

The Personnel Director shall administer the Personnel Department and the merit system. The Director shall certify all additions, deletions, and changes in the payrolls of merit system employees and shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of Administration and such other duties required of that office by the Code.

The Director of Purchasing shall administer the Department of Purchasing, act as purchasing agent, and shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of Administration and such other duties required of that office by the Code.

The Manager of the Division of Finance shall aid the County Executive in the coordination and supervision of the Departments of Assessment, Collection, Finance, Management Information Systems, and Records. The Manager shall have such duties proscribed by the Constitution, Laws, and Charter for the County Assessor, Collector, Recorder of Deeds, and Treasurer. The Manager shall have such duties as are delegated to that office by the County Executive and such other duties as may be required of that office by the County Charter and Code, including, but not limited to the powers and duties prescribed for the Assessor in chapter 91 of the Code; for the Budget Manager in chapter 7 of the Code; for the Collecting Authority in chapter 21 of the Code; for the Director of Records in chapters 81 and 90 of the Code; for the Director of Revenue in Article XI, 1 of the Charter and chapters 8, 44, 46, and 91 of the Code, and for the Director of Revenue and Administration in Chapter 41 of the Code. The Manager shall also have the duties of the former Manager of the Division of Finance and Operations set out in the Jackson County Personnel Rules and any other duties required of county officers appointed by the County Executive, with the exception of the County Counselor and Medical Examiner, not expressly assigned under this Executive Order.

The Director of Assessment shall administer the Department of Assessment and shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of Finance and such other duties required of that office by the Code.

The Director of Collection shall administer the Department of Collection. The Director shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of Finance and such other duties required of that office by the Code.

The Director of Finance shall administer the Department of Finance, which shall include County accounting functions. The Director shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of Finance and such other duties required of that office by the Code.

The Director of Management Information Systems shall administer management information systems, which shall be responsible for coordinating, operating, and directing all of the County's computer functions. The Director shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of Finance and such other duties required of that office by the Code.

The Director of the Department of Records shall have the duty of recording, reproducing, copying, storing, and indexing deeds, instruments, conveyances, and other documents required by law or the Code to be kept. The Director shall have such duties delegated to that office by the County Executive and the Manager of the Division of Finance and such other duties required of that office by the Code.

The Manager of the Division of Operations shall aid the County Executive in the coordination in and supervision of the Departments of Corrections, Parks and Recreation, and Public Works. The Manager shall have all duties prescribed in the Constitution Laws, and Charter for the County Highway Engineer and County Surveyor. The Manager shall have such duties as are delegated to that office by the County Executive and such other duties as may be required of that office by the County Code, including, but not limited to, the powers and duties prescribed for the Director of Corrections in Chapter 80 of the Code; for the Director of the Health Department in chapters 40, 44, 45, and 46 of the Code; for the Director of Parks and Recreation in chapter 50 of the code; for the Director of Planning and Zoning in chapters 32 and 81 of the Code; for the Director of Public Works in Chapters 10, 25, 28, 31, 32, 43, 52, 53, 81, 85, and 240 of the Code; and for the Director of the Solid Waste Management Program in chapter 30 of the Code.

The Director of Corrections shall administer the County detention center and other correctional institutions and shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of Operations and such other duties required of that office by the Code.

The Director of Parks and Recreation shall administer all County parks, lakes, marinas, and recreational facilities and programs and shall have such duties as are delegated to that office by the County Executive and the Manager of the Division of Operations and such other duties required of that office by the Code.

The Director of Public Works shall administer all County roads, highways, streets, sewers, bridges, and dams. The Director shall be a registered civil engineer. The Director shall be responsible for the implementation, execution, and enforcement of the County's zoning code provisions and the plan for the development of the County. The Director shall also have responsibility for the implementation, execution, and enforcement of building construction code provisions for the County. The Director shall have such other duties as are delegated to that office by the County Executive and Manager of the Division of Operations and such other duties required of that office by the Code.

[99-11](#)

I hereby reappoint Dennis Waits to the Jackson County Little Blue Valley Sewer District Board of Trustees, for a term to expire December 31, 1999.

99-12

I hereby promulgate the following procedure to govern requests for payment on Jackson County contracts with private agencies which the County is not legally obligated to fund.

No payment shall be made on any such contract unless the contracting agency shall have submitted to the Budget Director the following:

1. A written proposal setting out in detail the intended use of the County's funding, including the target population to be served.
2. A CPA audit or a CPA program audit of County funds.
3. The agency's IRS Form 990, from the previous fiscal or calendar year.
4. A statement of the agency's total budget for its most recent fiscal year.
5. A detailed explanation of actual expenditures of County funds (pertains to final payments and payments on contracts for future years).

Any document described above which was submitted to the Budget Director as a part of an application for funding need not be resubmitted to qualify for payment.

Further, no payment shall be made if the contracting agency is out of compliance on any other County contract.

Bob Spence, County Legislator, asked for clarification regarding CPA audit as it was listed on County Executive Order #99-12.

Katheryn Shields agreed that is should probably read "a CPA audited financial statement for the most current year." She said they would revise the County Executive Order and file a corrected copy with the County Clerk.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Victor E. Callahan, Chairman, said he and Terry Young, received a certificate of appreciation signed by Mayor Stewart from the City of Independence to the Jackson County Legislature for their support in purchasing two canines to assist in the fight against drugs in eastern Jackson County.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, February 22, 1999, at 3:30 p.m. at the Old Courthouse on Square, Division 28, 2nd. Floor, 112 W. Lexington, Independence, Missouri.