



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, May 12, 1997**

**4:00 PM**

**Eighteenth 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**

Fred Arbanas moved to approve the journal of the previous meeting held on . Seconded by Dennis Waits.

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

**(APPROVED)**

**4 HEARINGS**

*None.*

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

*None.*

**6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE**

[2655](#)

Land Use Committee moved to perfect.

*Dennis Waits objects to the consent agenda.*

[2655](#)

Fred Arbanas moved to perfect Ordinance #2655. Seconded by Dennis Waits.

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

**(PERFECTED)**

- [2655](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2655.  
Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [2656](#) Approving a conditional use permit to consolidate existing special use permits S-266,  
S-499, and S-742, pertaining to the quarrying and crushing of rock.  
*(WITHDRAWN BY SPONSER CALLAHAN, CONCURRED BY WAITS AND FLYNN)*
- [2657](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [2657](#) Fred Arbanas moved to perfect Ordinance #2657. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [2657](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2657.  
Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [2658](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [2658](#) Fred Arbanas moved to perfect Ordinance #2658. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [2658](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2658.  
Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [2659](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [2659](#) Fred Arbanas moved to perfect Ordinance #2659. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)

- [2659](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2659.  
Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [2660](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [2660](#) Fred Arbanas moved to perfect Ordinance #2660. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [2660](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2660.  
Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [2661](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [2661](#) Fred Arbanas moved to perfect Ordinance #2661. Seconded by Dan Tarwater.  
**The motion passed by a voice vote.** (PERFECTED)
- [2661](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2661.  
Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [2662](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [2662](#) Fred Arbanas moved to perfect Ordinance #2662. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [2662](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2662.  
Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*

- [2663](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [2663](#) Fred Arbanas moved to perfect Ordinance #2663. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [2663](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2663.  
Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [2664](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [2664](#) Fred Arbanas moved to perfect Ordinance #2664. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [2664](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2664.  
Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [2667](#) Amending the Jackson County Master Plan "Strategy for the Future" with an Area Plan known as "Home at the Lakes."  
*(WITHDRAWN BY SPONSER CALLAHAN, CONCURRED BY ARBANAS AND WAITS)*
- [2668](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [2668](#) Fred Arbanas moved to perfect Ordinance #2668. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [2668](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2668.  
Seconded by Dixie M. Flynn.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*

[2671](#) Finance and Audit Committee moved to perfect. Consent Agenda.

*Fred Arbanas moved to waive the reading of Ordinances #2672 through #2674. 2nd. by  
Dennis Waits.*

*Voice Vote.*

*(APPROVED)*

*A PUBLIC HEARING WILL BE HELD REGARDING ORDINANCES #2672 THROUGH  
#2674 JUNE 9, 1997, AT 3:00 P.M. IN THE INDEPENDENCE LEGISLATIVE  
ASSEMBLY AREA.*

[2672](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 14.78 + acre tract.

[2673](#) 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.

[2674](#) AN ORDINANCE approving a conditional use permit for a horse boarding stable and to provide lessons, trail rides, pony rides, and therapeutic riding on a certain 40+ acre tract.

[2675](#) Anti-Drug Committee moved to perfect. Consent Agenda.

[2676](#) Health and Justice Committee moved to perfect. Consent Agenda.

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

[2655](#) Consent Agenda.

[2657](#) Consent Agenda.

[2658](#) Consent Agenda.

[2659](#) Consent Agenda.

[2660](#) Consent Agenda.

[2661](#) Consent Agenda.

[2662](#) Consent Agenda.

[2663](#) Consent Agenda.

[2664](#) Consent Agenda.

[2668](#) Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**

[11739](#) Finance and Audit Committee moved do pass.

*Lisa White Hardwick objects to the consent agenda.*

[11739](#) John Patrick Burnett moved the passage of Resolution #11739, awarding a term and supply contract on Bid No. 45-97 for the furnishing of hardware supplies and small tools for use county-wide to Cy Young of Grandview, MO (\$10,000.00), Midland of Independence, MO (\$10,000.00), and Payless Cashways of Kansas City, MO (\$10,000.00), to provide for county-wide needs for the upcoming one-year period, in the estimated aggregate amount of \$30,000.00. Seconded by Dan Tarwater.

Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

Abstain: 1 - Lisa White Hardwick

(ADOPTED)

[11740](#) Land Use Committee moved do pass. Consent Agenda.

[11742](#) Anti-Drug Committee moved do pass. Consent Agenda.

[11743](#) Fred Arbanas moved the passage of Resolution #11743, awarding a term and supply contract for the furnishing of Rain Bird irrigation and Jacobson and Heckendorn mower parts and service for use by the Parks and Recreation Department to Outdoor Equipment Company, of Grandview, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$20,000.00, as a sole source purchase. 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)

[11744](#) Land Use Committee moved do pass. Consent Agenda.

[11745](#) Public Works Committee moved do pass. Consent Agenda.

[11746](#) Land Use Committee moved do pass. Consent Agenda.

[11747](#) Land Use Committee moved do pass. Consent Agenda.

[11748](#) Land Use Committee moved do pass. Consent Agenda.

**9 CONSENT AGENDA**

Fred Arbanas moved the passage of the consent agenda. Seconded by Dennis Waits. 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

[2671](#) AN ORDINANCE appropriating \$6,500,000.00 from the unappropriated surplus of the 1997 Bi-State Tax Fund, to cover the distribution of bi-state taxes collected by Jackson County.

(PERFECTED)

[2675](#) AN ORDINANCE appropriating \$11,250.00 from the unappropriated surplus of the 1997 Anti-Drug Sales Tax Fund to cover supplemental federal funding provided on a pass-through by the Missouri Department of Public Safety for an existing Jackson County Drug Task Force grant, and the transfer matching funds.

(PERFECTED)

[2676](#) AN ORDINANCE appropriating \$52,054.00 from the unappropriated surplus of the 1997 General Fund and \$26,027.00 from the unappropriated surplus of the 1997 Anti-Drug Sales Tax Fund to cover the return of three positions from the Pre-Trial Services Program to the Corrections Department.

(PERFECTED)

[2655](#) AN ORDINANCE approving a conditional use permit for the construction of a 160-foot monopole commercial communication tower.

(ADOPTED)

[2657](#) AN ORDINANCE approving a conditional use permit for the construction of commercial communication antennas on an existing building roof.

(ADOPTED)

[2658](#) AN ORDINANCE approving a conditional use permit to operate a bar serving alcoholic beverages.

(ADOPTED)

[2659](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 57.6 + acre tract and approving the preliminary plat "Lawnwood - 6th Plat," creating a nine-lot residential subdivision.

(ADOPTED)

- [2660](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 62.07 + acre tract.  
(ADOPTED)
- [2661](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 9.5 + acre tract.  
(ADOPTED)
- [2662](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 6 + acre tract.  
(ADOPTED)
- [2663](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 3.26 + acre tract.  
(ADOPTED)
- [2664](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from B (Second Dwelling House) to LB-p (Local Business-planned development), a certain 2.3 + acre tract.  
(ADOPTED)
- [2668](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (agricultural district) to LI (light industrial zoning district), a certain 12.12-acre + tract.  
(ADOPTED)
- [11740](#) A RESOLUTION authorizing the purchase of proprietary golf apparel and fishing tackle for resale by the Parks and Recreation Department at the Longview Lake Golf Course and marinas from Titleist and Footjoy Worldwide of Fairhaven, MA, Gear for Sport of Kansas City, MO, and Steve's Wholesale of Cameron, MO, in the actual aggregate amount of \$50,770.00.  
(ADOPTED)
- [11742](#) A RESOLUTION authorizing the County Executive to make application for the Drug Abatement Response Team (DART) grant from the Missouri Department of Public Safety.  
(ADOPTED)
- [11744](#) A RESOLUTION awarding a contract on Bid No. 54-97 for the reroofing of five Parks and Recreation Department structures to Bordner Roofing of Raytown MO, in the actual amount of \$28,138.00.  
(ADOPTED)



[11745](#) A RESOLUTION awarding a term and supply contract on Bid No. 46-97 for the furnishing of emergency sewer repair service for use by the Public Works Department to Reddie Root'r, Inc., of Kansas City, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$6,000.00.

(ADOPTED)

[11746](#) A RESOLUTION awarding a contract on Bid No. 49-97 for the furnishing and installation of truck conversion kits for use by the Parks and Recreation Department to Drake-Schruggs of Grandview, MO (\$18,720.00), American Equipment of N. Kansas City, MO (\$8,595.00), Boulevard Sales of Kansas City, MO (\$8,930.00), and R-B Manufacturing Co. of Olathe, KS (\$2,830.00), in the actual aggregate amount of \$39,075.00.

(ADOPTED)

[11747](#) A RESOLUTION declaring two 1993 John Deer Gator 6x4 utility vehicles, Serial Numbers W006X4X4006638 and W006X4X013244 as surplus, and authorizing their disposal by way of a trade-in, at no additional cost to the County.

(ADOPTED)

[11748](#) A RESOLUTION increasing the contract on Bid No. 51-97 with Mid- America Industrial Equipment Company of Kansas City, MO, to provide for the furnishing of an additional triplex reel mower for use by the Parks and Recreation Department in the actual amount of \$16,966.00.

(ADOPTED)

#### 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

*None.*

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

[11749](#) Awarding a contract for the furnishing of one 1997 Dodge Grand Caravan with all-wheel drive for use by the Department of Public Works to Royal Gate Dodge of Ellisville, MO, under a State of Missouri government contract, at the actual cost to the County of \$24,348.55.

*(Public Works Committee)*

[11750](#) Authorizing the County Executive to execute an agreement with the Jackson County Board of Services for the Developmentally Disabled to provide for partial funding of the day skills program of the Parks and Recreation Department's Special Recreation Division.

*(Land Use Committee)*

- [11751](#) Authorizing the County Executive to execute a contract with the Jackson County Board of Services for the Developmentally Disabled to provide for partial funding of various programs of the Parks and Recreation Department's Special Recreation Division.  
*(Land Use Committee)*
- [11752](#) Authorizing payment of \$5,886.00 to the City of Greenwood from the Greenwood CURS account to cover maintenance costs for the City's 1997 street and road maintenance program.  
*(Public Works Committee)*
- [11753](#) Authorizing payment of \$6,121.00 to the City of Lone Jack from the Lone Jack CURS account to cover maintenance costs for the City's 1997 street and road maintenance program.  
*(Public Works Committee)*
- [11754](#) Awarding a contract for the furnishing of security alarm monitoring and servicing for use by the Parks and Recreation Department to Westar Alarm Co. of Kansas City, MO, at a cost to the County not to exceed \$11,415.01, as a sole source purchase.  
*(Land Use Committee)*
- [11755](#) Awarding a term and supply contract on Bid No. 24-97 for the furnishing of lumber and building supplies for use by various County departments to Schutte Lumber of Kansas City, MO (\$24,200.00), Payless Cashways of Blue Springs, MO (\$24,200.00), and Payless Cashways - South of Kansas City, MO (\$24,200.00), to provide for their needs for the upcoming one-year period, in the estimated aggregate amount of \$72,600.00.  
*(Finance and Audit Committee)*
- [11756](#) Authorizing Change Order No. 1 to the contract with Radmacher Bros. Excavation Co., Inc., for the Longview Road at Blue Ridge Project, No. 2075-3, increasing the contract amount by \$130,500.50.  
*(Public Works Committee)*
- [11757](#) Fred Arbanas moved the passage of Resolution #11757, awarding a contract on Bid No. 52-97 for the construction of a maintenance building addition for use by the Parks and Recreation Department at Adair Park to Carney Excavating, Inc., of Kansas City, MO, in the actual amount of \$53,430.52. Seconded by Dennis Waits.  
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)

*No dissenting vote to consider Resolutions #11758 and #11759 - not on printed agenda.*

[11758](#)

Dennis Waits moved the passage of Resolution #11758, authorizing the County Executive to execute an Addendum to the Agreement with Hope House, for the purpose of treating users of illegal drugs, at no additional cost to the County. 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)

[11759](#)

Dennis Waits moved the passage of Resolution #11759, awarding a contract on Bid No. 59-97 for the grading of a practice field for use by the Parks and Recreation Department at Adair Park to Wil-Pav, Inc. of Independence, MO, in the actual amount of \$19,600.00. Seconded by Fred Arbanas.

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

[97-12](#)

I hereby appoint Elmer Kuhn to the Jackson County Board of Equalization to fill a vacant position occasioned by the resignation of Michael A. LeVota, for a term to expire December 31, 1998.

## 13 UNFINISHED BUSINESS

None.

## 14 NEW BUSINESS

None.

## 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, May 19, 1997, at 4:00 p.m. in the Legislative Assembly Area, Kansas City, Missouri.*