



Office of
Mary Jo Spino
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), Bill Petrie (2nd AL),
Fred Arbanas (3rd AL)

Monday, August 26, 2002

3:30 PM

Thirty Third Regular Meeting

Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers

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

1 ROLL CALL

Present: Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

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 8/19/2002.
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, reminded everyone of the Annual County Executive Charity Golf Tournament scheduled to be held on September 13, 2002 at the Fred Arbanas Championship Golf Course at Longview Lake. Proceeds, again this year will go to Operation Breakthrough, a day care center that serves underprivileged children in the urban core of Jackson County. She encouraged everyone to attend the tournament and support this worthy cause.

She reported that the Jackson County Diversity Task Force held another public hearing last week at the Greater Kansas City Islamic Center. Several public hearing such as this one have been held to help the Task Force understand public attitudes and the extent of perceived discrimination against Arabs and others since September 11th. The report is due September 10th, just prior to the one year anniversary of 9-11. Citizens can contact the Diversity Task Force by dialing (816)444-0494 and (913)649-5114.

Katheryn Shields gave an update on the Assessment Department. She explained that two professional reviews are being conducted. The International Association of Assessing Officers (IAAO) are reviewing the Assessment Department's policies and procedures as well as the operation of the computer systems used for assessment. They have completed their field work and it is now being reviewed at IAAO headquarters. We should have a report from them sometime in September 2002. The State Tax Commission (STC) is conducting an extensive review covering many areas including: the totality of the assessment process, personal property rolls, the process for placing values on motor vehicles, an expanded ratio study, confirming the County has required maps to carry out it's statutory assessment duties, reviewing Ordinance 54 procedures as well as rules, procedures and documentation for Board of Equalization appeals, confirming calculations and trending and reviewing documentation for valuation of commercial property. This review is ongoing at this time and Assessment staff continues to exchange information with STC representatives. Their report will be completed sometime in September also.

She explained that Jackson County has been working cooperatively with the school districts and other jurisdictions to help answer their questions for some time now. The County will share the information from these reviews as soon as it becomes available.

Katheryn Shields thanked the Assessment staff for working with the IAAO and STC to facilitate their reviews. She gave a special thanks to Bob Burnett, Supervisor of Commercial Appraisal and Terry Gessley, Supervisor of Residential Appraisal.

She advised the Legislature that they are conducting an extensive search for a County Assessor. The International Association of Assessing Officers will have their national meeting in Los Angeles in October and Jackson County will take advantage of this time as a recruiting opportunity. Since this search is a high priority for Jackson County, she has acquired professional assistance from Human Resources, Gail Meriweather with Burgess and Associates and Steve Glorioso. Gail Meriweather has been of value to the County regarding the salary study, performance measures and other personnel issues. Steve Glorioso has extensive experience in both professional appraisal and County government. He served as a director in Jackson County government and also worked for 12 years in the property appraisal arena. Steve will assist in recruiting and evaluating applicants as well as work with Assessment staff to improve effectiveness.

Katheryn Shields introduced Paula Livingston to discuss the West Nile virus which has now been found in the Kansas City metropolitan area.

Paula Livingston explained that the County Health Department is closely monitoring the situation in connection with other local and state agencies. Two dead birds have been tested positive for the virus in the area, a blue jay in Sugar Creek and a crow in Grandview. Further updates will be given as warranted.

Citizens need to know that the key to avoiding this virus is avoiding exposure to mosquito bites. Jackson County employees have been provided with brochures included with their recent paychecks. Information is also available at the County's web site at www.jacksongov.org.

Victor E. Callahan, Chairman, asked if Steve Glorioso still had his own appraisal business and also how much the County was paying for his services.

Katheryn Shields said he did not have his own business and that she would get a copy of the professional services contract to the County Clerk's office which would include the amount.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

- [3275](#) Finance and Audit Committee moved to perfect.
Ronald E. Finley objects to the consent agenda.
- [3275](#) Ronald E. Finley moved to perfect Ordinance #3275. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [3275](#) Ronald E. Finley moved to suspend the rules to consider final passage of Ordinance #3275. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
- [3275](#) Ronald E. Finley moved the passage of Ordinance #3275 as perfected, authorizing the issuance of \$10,000,000.00 principal amount of Jackson County, Missouri Leasehold Revenue Bonds (Truman Sports Complex/County Parks Project Addition) Series 2002, of Jackson County, Missouri, and authorizing and approving certain documents and actions in connection with the issuance of said bonds. Seconded by Dan Tarwater.
Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence
(ADOPTED)
- [3276](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3276](#) Fred Arbanas moved to perfect Ordinance #3276. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)
- [3276](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3276. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3277](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3277](#) Fred Arbanas moved to perfect Ordinance #3277. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)

- [3277](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3277.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3278](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3278](#) Fred Arbanas moved to perfect Ordinance #3278. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [3278](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3278.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3279](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3279](#) Fred Arbanas moved to perfect Ordinance #3279. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [3279](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3279.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3281](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3281](#) Fred Arbanas moved to perfect Ordinance #3281. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)
- [3281](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3281.
Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.

[3282](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.

[3282](#) Fred Arbanas moved to perfect Ordinance #3282. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)

[3282](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3282.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3274](#) Consent Agenda.

[3276](#) Consent Agenda.

[3277](#) Consent Agenda.

[3278](#) Consent Agenda.

[3279](#) Consent Agenda.

[3281](#) Consent Agenda.

[3282](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[14279](#) Land Use Committee moved do pass the Land Use Committee Amendment of 8/26/2002, to delete the words "ISCO Industries, LLC, of Louisville, KY" and insert the words "CES Industrial Piping Supply of Lee's Summit, MO" in the heading and body where listed, to delete the figure "10,780.00" and insert the figure "\$11,280.00" in the heading and fiscal note, to delete the words "Purchasing Director" and insert the words "Land Use Committee" in the body where listed on page two. Consent Agenda.

[14295](#) A RESOLUTION authorizing the Trustees of the Land Trust of Jackson County, Missouri, to convey two (2) parcels of real property located in Kansas City, Jackson County, Missouri for support of various projects for the upgrading and redevelopment of the urban core in accordance with § 141.750.0, RSMo 2000.

(Finance and Audit Committee - 1st. Meeting)

[14297](#) Public Works Committee moved do pass. Consent Agenda.

[14298](#) Anti-Drug Committee moved do pass. Consent Agenda.

[14299](#) Anti-Drug Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3274](#) AN ORDINANCE reappropriating \$201,577.00 from the unappropriated surplus of the 2002 Anti-Drug Sales Tax Fund to cover unbilled expenses of the Cities of Oak Grove and Lee's Summit's 2001 DARE contracts.

(ADOPTED)

[3276](#) AN ORDINANCE approving a conditional use permit (CUP) in District LB (Local Business) for a period of 5 years subject to conditions, to continue operating a bar serving alcoholic beverages.

(ADOPTED)

[3277](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 15 ± acre tract from District A (Agricultural) to RR (Residential Ranchette) District.

(ADOPTED)

[3278](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 20.8 ± acres from District A (Agricultural) to RR (Residential Ranchette) District and approving the preliminary plat "John's Hedgewood Acres," creating a four-lot residential subdivision.

(ADOPTED)

[3279](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 0.5 ± acre lot from single-family residential to GB (General Business) District.

(ADOPTED)

- [3281](#) AN ORDINANCE transferring \$100,000.00 within the 2002 Park Fund, appropriating \$200,000.00 from the unappropriated surplus of the 2002 Grant Fund and authorizing the County Executive to execute an agreement with the National Parks Service to provide architectural services at the Fort Osage National Landmark Education Center.
(ADOPTED)
- [3282](#) AN ORDINANCE appropriating \$2,925.00 from the unappropriated surplus of the 2002 Grant Fund to cover the grant from the Missouri Arts Council for the furnishing of interpretive talent for the Missouri Town Fall Festival of Arts, Crafts and Music.
(ADOPTED)
- [14279](#) A RESOLUTION awarding a contract under Electronic Solicitation No. BB200239 for the furnishing of 12" HDPE-SDR17 pipe for use by the Parks and Recreation Department to CES Industrial Piping Supply of Lee's Summit, MO, at an actual cost to the County of \$11,280.00.
(ADOPTED)
- [14297](#) A RESOLUTION authorizing and directing the Office of the County Counselor to institute condemnation proceedings on certain tracts of land required for the O'Donnell Road Bridge Replacement Project, No. 2403.
(ADOPTED)
- [14298](#) A RESOLUTION authorizing the County Executive to execute an agreement with Boys and Girls Club of Eastern Jackson County for its Smart Moves program in the amount of \$22,028.00, as a local match to a city grant.
(ADOPTED)
- [14299](#) A RESOLUTION transferring \$79,277.00 within the 2002 Anti-Drug Sales Tax Fund to cover funding for the Sheriff's Department's 2002 Drug Abuse Resistance Education (DARE) program.
(ADOPTED)

To adopt Ordinances 3274, 3276, 3277, 3278, 3279, 3281, 3282. To adopt Resolutions 14279, 14297, 14298, 14299.

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

Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[14300](#) Authorizing the County Executive to execute a Mutual Aid Agreement with the City of Oak Grove, Missouri.

(Health and Justice Committee)

[14301](#) Awarding a term and supply contract under Electronic Bid No. BB200248 for the furnishing of crushed rock for use by the Public Works and Parks and Recreation Departments to Barber & Sons Aggregates of Lee's Summit, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$530,000.00.

(Public Works Committee)

[14302](#) Awarding a contract for the purchase of a voice recording system for use by the Sheriff's Department to the Dictaphone Corporation of Melbourne, Florida, under State of Ohio Contract No. 773071A, at an actual cost to the County of \$20,252.00.

(Health and Justice Committee)

[14303](#) Awarding a contract on Electronic Solicitation No. BB200249 for the purchase of one (1) disc brush chipper for use by the Public Works Department to Vegetation Management Supply of Kansas City, KS, in an amount not to exceed \$24,436.00.

(Public Works Committee)

[14304](#) Dan Tarwater moved the passage of Resolution #14304, authorizing the County Executive to execute contracts with certain municipalities within Jackson County for the purpose of funding their 2001-2002 Drug Abuse Resistance Education (DARE) or similar anti-drug programs, at a total cost to the County not to exceed \$1,122,909.00. Seconded by Dennis Waits.

Yes: 7 - Victor E. Callahan, Bill Petrie, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[14305](#) Awarding a contract on Bid No. 53-02 for the purchase of three (3) full size utility vehicles for use by the Public Works Department to Olathe Ford Sales, Inc. of Olathe, KS, in an amount not to exceed \$73,949.00.

(Public Works Committee)

No dissenting vote to consider Resolutions #14306 and #14307 - not on printed agenda.

[14306](#) Ronald E. Finley moved the passage of Resolution #14306, authorizing the County Executive to execute an agreement with the East Area Community Coalition for funding of its 2002 Back to School Fair at a cost to the County not to exceed \$1,000.00. Seconded by Dennis Waits.

Yes: 7 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits and Terry Young

No: 1 - Bob Spence

(ADOPTED)

[14307](#)

Ronald E. Finley moved the passage of Resolution #14307, awarding a three-year contract on Request for Proposal No. 50-02 for the furnishing of long distance telephone service for use by all County departments to Southwestern Bell Communications Services d/b/a Southwestern Bell Long Distance of Kansas City, Missouri in the estimated amount of \$33,000.00. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[02-11](#)

Pursuant to Jackson County Code Section 7403.3, I hereby reappoint Gregory S. Gerstner to serve on the Office of Human Relations and Citizens Complaints Commission for a term to expire on March 1, 2006. A copy of Mr. Gertsner's resume is on file.

[02-12](#)

Pursuant to Jackson County Code Section 7403.3, I hereby reappoint Maynard E. Harvey, Sr. to serve on the Office of Human Relations and Citizens Complaints Commission for a term to expire on March 1, 2005. A copy of Mr. Harvey's resume is on file.

13 UNFINISHED BUSINESS

Victor E. Callahan, Chairman, congratulated Bob WitbolsFeugen on receiving the Missouri Press Association Sunshine Award for 2002. The award, established in July 1998, honors persons who demonstrate unwavering support for Open Government and for the State's Open Meetings and Open Records Law.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Terry Young.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, September 9, 2002 at 3:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.