



Jackson County Missouri

JOURNAL

County Legislature

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

James D. Tindall (2nd), Chairman
Ed Growney (4th), Vice-Chairman
John Patrick Burnett (1st), Dennis Waits (3rd),
Mary Lou Smith (5th), Robert E. Hertzog (6th), Silvia Rizzo (1st AL),
Lisa White Hardwick (2nd AL), Fred Arbanas (3rd AL)

Monday, September 12, 1994

10:00 AM

Thirty-Fifth Regular Meeting

Independence Legislative Assembly Area, Independence, Missouri

Ed Growney, Vice-Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

2 THE PLEDGE OF ALLEGIANCE

Recited.

Present: Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog
Absent: James D. Tindall and James D. Tindall

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on . Seconded by Silvia Rizzo.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Public Hearing on the property tax rates of Jackson County, Missouri, Board of Services for the Developmentally Disabled, the Community Mental Health Fund and the Merchants' and Manufacturers' Inventory Replacement.

No one present to speak for or against the tax rates.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2317](#)

Appropriating \$50,000.00 from the unappropriated surplus of the 1994 Anti-Drug Sales Tax Fund to cover the I-470 Redevelopment Area Tax Increment Financing Agreement.

- [2318](#) Appropriating \$100,000.00 from the unappropriated surplus of the 1994 General Fund to cover the I-470 Redevelopment Area Tax Increment Financing Agreement.
- [2321](#) Land Use Committee moved to perfect.
Fred Arbanas objects to consent agenda.
- [2321](#) Fred Arbanas moved to perfect Ordinance #2321. Seconded by Tom Wyrsh.
The motion passed by a voice vote. (PERFECTED)
- [2321](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2321. Seconded by Tom Wyrsh.
The motion passed by a voice vote. (APPROVED)
- [2321](#) Fred Arbanas moved the passage of Ordinance #2321 as perfected, designating the City of Grain Valley, Jackson County, Missouri as a "Convention Trade Area" pursuant to § 311.174, RSMo. Seconded by Tom Wyrsh.
Yes: 7 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Ed Growney, Tom Wyrsh and Robert E. Hertzog
Abstain: 1 - Dennis Waits
Absent: 2 - James D. Tindall and James D. Tindall
(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

- [10444](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [10451](#) Land Use Committee moved do pass. Consent Agenda.
- [10452](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [10453](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [10454](#) Awarding a contract on Bid No. 79-94 for a parking lot extension at Adair Park to T.S.C. of Kansas, Inc. of Prairie Village, KS, in the actual amount of \$69,740.00.

9 CONSENT AGENDA

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

Yes: 8 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog

Absent: 2 - James D. Tindall and James D. Tindall

[10444](#)

Awarding a contract for the furnishing of maintenance for LGFS Software for use by the Accounting Department to American Management Systems of Atlanta, GA, at a cost to the County not to exceed \$48,075.00, as a sole source purchase.

(ADOPTED)

[10451](#)

Authorizing the County Executive to execute an Intergovernmental Contract with the City of Kansas City, Missouri, concerning the Special Recreation Section's 1994 Summer Camp for Disabled Youth.

(ADOPTED)

[10452](#)

Authorizing an increase to the contract with the Daily Record of Kansas City, MO, for the publication of notices of delinquent land tax foreclosures and sales for Jackson County in the amount of \$2,000.00.

(ADOPTED)

[10453](#)

Awarding a contract on Bid No. 110-94 for the furnishing of microfilm equipment for use by the Assessment Department to Danka/Electronic Business Equipment of Kansas City, MO, in the actual amount of \$9,968.00.

(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[2322](#)

Revising portions of the Jackson County Code, 1984, relating to the Jackson County, Missouri Revised Pension Plan.

(Finance and Audit Committee)

[2323](#)

Setting the 1994 Jackson County, Missouri tax levy.

(Finance and Audit Committee)

[2324](#)

Setting the 1994 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy.

(Health and Justice Committee)

- [2325](#) Setting the 1994 Jackson County Community Mental Health Fund Levy.
(Health and Justice Committee)
- [2326](#) Setting the 1994 merchants/ and manufacturers' inventory replacement tax levy.
(Finance and Audit Committee)
- [2327](#) Appropriating \$25,000.00 from the unappropriated surplus of the 1994 Anti-Drug Sales Tax Fund and authorizing the Chairman of the Legislature to execute a Professional Services Agreement with Ralph C. Johnson and Company for the purpose of performing an audit of the Anti-Drug Sales Tax Trust Fund.
(Anti-Drug Committee)
- [2328](#) Robert E. Hertzog moved to perfect Ordinance #2328. Seconded by Tom Wyrsh.
The motion passed by a voice vote. (PERFECTED)
- [2328](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #2328. Seconded by John Patrick Burnett.
The motion passed by a voice vote. (APPROVED)
- [2328](#) John Patrick Burnett moved the passage of Ordinance #2328 as perfected, appropriating \$270,000.00 from the unappropriated surplus of and transferring \$104,000.00 within the 1994 General Fund to cover the cost of inmates held in outside facilities. Seconded by Dennis Waits.
Yes: 8 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Ed Grownney, Tom Wyrsh and Robert E. Hertzog
Absent: 2 - James D. Tindall and James D. Tindall
(ADOPTED)
- [2329](#) Appropriating \$50,000.00 from the unappropriated surplus of the 1994 General Fund to cover the prisoner warrants for the Sheriff's Department for the remainder of 1994.
(Health and Justice Committee)
- [2330](#) Appropriating \$10,000.00 from the unappropriated surplus of the 1994 Anti-Drug Sales Tax Fund to cover the reappropriation of funds for legal fees for the Family Court.
(Anti-Drug Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[10455](#) Tom Wyrsh moved the passage of Resolution #10455, congratulating Kenneth E. Mack, Sr., on having served two years as Potentate of Allah Temple No. 6 of the Ancient Egyptian Arabic Order Nobles of the Mystic Shrine. Seconded by Silvia Rizzo.

Yes: 8 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog

Absent: 2 - James D. Tindall and James D. Tindall

(ADOPTED)

[10456](#) Authorizing the Chair of the Jackson County Fiscal Commission to extend the agreement with DeLaSalle Education Center, until December 31, 1994, for a total amount of \$14,585.00.

(Anti-Drug Committee)

[10457](#) Authorizing the Chair of the Jackson County Fiscal Commission to extend the agreement with Niles Home for Children, until December 31, 1994, for a total amount of \$12,500.00.

(Anti-Drug Committee)

[10458](#) Awarding a contract on Bid No. 123-94 for the furnishing of tax receipt self mailers for use by the Collection Department, to Print Graphics of Blue Springs, MO, in the actual amount of \$8,137.50.

(Finance and Audit Committee)

[10459](#) Transferring \$22,796.00 within the 1994 Park Enterprise Fund and awarding a contract on Bid No. 112-94 for the furnishing of scoreboards and timers for use by the Parks and Recreation Department at Adair Park to Stevens Electric Company of Independence, MO, in the actual amount of \$22,796.00.

(Land Use Committee)

[10460](#) Fred Arbanas moved the passage of Resolution #10460, authorizing Change Order No. 1 to the contract with Tandem Paving of Blue Springs, MO, for repair of the bicycle path at Longview Lake. Seconded by Dennis Waits.

Yes: 8 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog

Absent: 2 - James D. Tindall and James D. Tindall

(ADOPTED)

[10461](#) Awarding a contract on Bid No. 126-94 for the printing of business personal and personal property declaration forms and envelopes for use by the Assessment Department, to Print Graphics of Blue Springs, MO, Brian Pollmiller & Associates of Lenexa, KS, and X-Press Business Source of Kansas City, MO, in the actual aggregate amount of \$14,384.75.

(Finance and Audit Committee)

[10462](#) Awarding a contract on Bid No. 113-94 for the installation of a fuel system at Fleming Park for use by the Sheriff's and Parks and Recreation Departments to Carter Equipment of Kansas City, MO, in the actual amount of \$62,100.00.

(Health and Justice Committee)

[10463](#) Awarding a contract on Bid No. 119-94 for the furnishing of raised floor panel replacement for the Management Information System Department to Data Environment Services of Lenexa, KS, in the actual amount of \$7,245.00.

(Finance and Audit Committee)

[10464](#) Rescinding Resolution 10448, dated August 22, 1994, and awarding a contract on Bid No. 117-94 for the furnishing of styrofoam logs for use by the Parks and Recreation Department for the South Jacomo boat dock, to Elf Machine Works, Inc., of Independence, MO, in the actual amount of \$11,327.40.

(Land Use Committee)

[10465](#) Awarding a contract on Bid No. 127-94 for the furnishing of rental construction equipment for the Parks and Recreation Department to Mid-America Industrial Equipment of Kansas City, MO, in the actual amount of \$7,500.00.

(Land Use Committee)

[10466](#) Awarding a term and supply contract on Bid No. 121-94 for the furnishing of blue grass and zoysia sod for use by the Parks and Recreation Department to Reed Turf Farm of Kansas City, MO, and Greenhaven Sod & Landscaping of Riverside, MO, to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$30,000.00.

(Land Use Committee)

[10467](#) Awarding a contract on Bid No. 108-94 for a truck engine conversion for the Jackson County Election Board van to Boulevard Truck Sales and Service of Kansas City, MO, in the actual amount of \$10,400.00.

(Finance and Audit Committee)

[10468](#) Rescinding Resolution 10229, adopted March 21, 1994, which authorized the Prosecuting Attorney to execute an agreement with the Eastern Jackson County Youth Court, and transferring the \$6,100.00 previously appropriated therefor within the Anti-Drug Sales Tax Fund from the Prosecuting Attorney to the Family Court Division for the purpose of obtaining services for its anti-drug programs.

(Anti-Drug Committee)

No dissenting vote to consider Resolution #10469 - not on printed agenda.

[10469](#) Dennis Waits moved the passage of Resolution #10469, authorizing the Manager of the Division of Finance to issue a check in the amount of \$3,000.00 to the Fort Osage R-1 School District to assist in the development of an outdoor fitness area at Elm Grove Elementary School. Seconded by John Patrick Burnett.

Yes: 8 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog
Absent: 2 - James D. Tindall and James D. Tindall

(ADOPTED)

[10470](#) Authorizing the Prosecuting Attorney to execute an agreement with the Greater Kansas City Community Foundation and Affiliated Trusts for its Project Neighbor H.O.O.D. program, to provide a local match to a private grant, in an amount not to exceed \$150,000.00.

(Anti-Drug Committee)

[10471](#) Awarding a contract on Bid No. 107-94 for the furnishing of clean rip-rap rock for use by the Parks and Recreation Department to Martin Marietta Aggregates of Greenwood, Missouri, in the actual amount of \$8,910.00.

(Land Use Committee)

No dissenting vote to consider Resolution #10472 - not on printed agenda.

[10472](#) Tom Wyrsh moved the passage of Resolution #10472, expressing the intention of the Legislature that La Benite Park be utilized by the city of Sugar Creek exclusively for parks and recreation purposes. Seconded by Dennis Waits.

Yes: 8 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog
Absent: 2 - James D. Tindall and James D. Tindall

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[94-23](#) I hereby appoint Danise Hartsfield-Thompson to the Human Relations and Citizens Complaints Commission for a term to expire March 1, 1996. A copy of her resume is attached hereto.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Robert E. Hertzog, County Legislator, asked the Administration what safeguards the County has in place to prevent the jail population from exceeding the maximum allowed and to stay in compliance with the court order.

Marsha Campbell, Manager of Administration, responded that the County now has contracted with a private facility in Lathrop, to keep and pay for 35 beds at all times whether we need them or not. The County is utilizing 10-12 County jails in addition to other outside facilities.

James Storkamp, County Counselor, requested a closed meeting on September 19, to discuss tactics and strategies and to answer any questions regarding overcrowding in the jail.

to discuss litigation

Yes: 8 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog

Absent: 2 - James D. Tindall and James D. Tindall

Dennis Waits referred to a letter he received from Judge Wells regarding the \$128,000.00 the County Legislature has been holding pending a plan outlining the change and/or repairs. He has been attending meetings with the judges and has expressed the Legislature's desire to hold the money until a plan is received for space allocation.

The Legislature and Administration agreed with his comments.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Silvia Rizzo.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, September 19, 1994, at 1:00 p.m. in the Legislative Assembly Area, Kansas City, Missouri.