



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), Bill Petrie (2nd AL),
Fred Arbanas (3rd AL)

Monday, March 26, 2001

3:30 PM

Twelfth Regular Meeting

Independence City Hall, 111 E. Maple, Ground Floor, Council Chambers, Independence, Missouri

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, Dennis Waits, Terry Young and Bob Spence
Absent: Ronald E. Finley

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 3/19/2001.
Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

Resolution #13633 was adopted at this time. See page 8 for details.

Resolution #13636 was adopted at this time. See page 8 for details.

Resolution #13641 was adopted at this time. See page 9 for details.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, introduced Thomas C. Kirkwood, Jackson County's new Public Works Director. She said Mr. Kirkwood was a product of a local, state and national search. There were twenty-two (22) applicants and twelve (12) of them met the minimum standards of having a Bachelor of Science Degree in Civil Engineering, being a registered Professional Engineer in Missouri and having at least 5 years supervisory experience in engineering.

She said Mr. Kirkwood has been a resident of the Kansas City area for more than half a century, he is a graduate engineer with a Bachelor and Masters degree and is a licensed professional engineer practicing in Kansas City since 1948. Mr. Kirkwood was also a shareholder and principal of Shafer Kline and Warren, holding the title of Vice President until his retirement in 2000. She said that the County Executive Order for this appointment would be filed soon.

Katheryn Shields recognized Sean Murray, a Jackson County Park Ranger, as the employee of the month for January 2001. She said on July 14th, 2000 Ranger Murray responded to a possible attempted suicide at Sailboat Cove at Lake Jacomo. Upon arrival, he found a woman with long, deep lacerations in her left arm. She was very distraught and trying to fight off the person trying to help her. Ranger Murray restrained her and calmed her down. He gave her medical attention until the emergency medical service arrived to take her to the hospital. Ranger Murray was commended for his swift actions which saved this woman's life. As tokens of appreciation from Jackson County, he was given a certificate, a pin to wear and a check for \$100.00.

Katheryn Shields gave an update on the ground floor renovation project at the Independence Annex. She said the renovation is near completion. The project is on time and within budget. All the fixtures are not in but chairs and tables will be brought in and used temporarily. The Legislature will be able to meet at this new location beginning April 9, 2001. Therefore, this will be the last meeting of the Legislature held at Independence City Hall.

Katheryn Shields thanked City of Independence officials for allowing us to use their facilities while we renovated. She said this is a good example of how governments can work together for the benefit of all citizens.

Victor E. Callahan, Chairman, thanked Mayor Stewart and also the Independence City Clerk's office for their accommodations and hospitality.

Terry Young, County Legislator, thanked Mayor Stewart for his help with the televising of the County Legislative meetings from the Independence Council Chambers.

Dan Tarwater, County Legislator, welcomed the Honorable Harry Wilson, Mayor of Grandview and thanked him for attending.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3131](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the consent agenda.

[3131](#) Fred Arbanas moved to perfect Ordinance #3131. Seconded by Dan Tarwater.

The motion passed by a voice vote. (PERFECTED)

[3131](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3131. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

- [3132](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3132](#) Fred Arbanas moved to perfect Ordinance #3132. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [3132](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3132.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3133](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3133](#) Fred Arbanas moved to perfect Ordinance #3133. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [3133](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3133.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3134](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3134](#) Fred Arbanas moved to perfect Ordinance #3134. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [3134](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3134.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3135](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3135](#) Fred Arbanas moved to perfect Ordinance #3135. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)

[3135](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3135. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

The Land Use Committee will have a public hearing on Ordinances #3136 and #3137 on Thursday, April 5, 2001 at 6:30 p.m. at Lee's Summit High School in the Performing Arts Center.

[3136](#) AN ORDINANCE approving a conditional use permit for a period of 75 years to consolidate existing special use permits S-266, S-499, and S-742, pertaining to the quarrying and crushing of rock, as to certain tracts of land totalling 2,406 acres ± in area.

(Land Use Committee - 2nd. Perfection)

[3137](#) AN ORDINANCE amending the Jackson County Master Plan "Strategy for the Future" with an Area Plan known as "Home at the Lakes."

(Land Use Committee - 2nd. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3131](#) Consent Agenda.

[3132](#) Consent Agenda.

[3133](#) Consent Agenda.

[3134](#) Consent Agenda.

[3135](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[13614](#) Public Works Committee moved do pass the Public Works Committee Amendment of 3/26/2001, to delete the words "APAC Missouri Materials, L.L.C. of Harrisonville, MO, and" after the words "Departments to", to insert the words "of Overland Park, KS" after the word "Inc.," to delete the word "aggregate", to insert the number ".00" after the number "\$40,000" all in the heading, to delete the words "as recommended by the Purchasing Director" and inserting the words "to Fordyce Concrete Co. of Overland Park, KS, for the reason that it has submitted, in the determination of the Legislature, the lowest and best bid" after the words "that award be made" in the BE IT RESOLVED paragraph on page two. Consent Agenda.

[13618](#) Public Works Committee moved do pass. Consent Agenda.

[13619](#) Land Use Committee moved do pass. Consent Agenda.

[13620](#) Land Use Committee moved do pass. Consent Agenda.

[13621](#) Land Use Committee moved do pass. Consent Agenda.

[13622](#) Public Works Committee moved do pass. Consent Agenda.

[13623](#) Land Use Committee moved do pass. Consent Agenda.

[13624](#) A RESOLUTION awarding twelve-month term and supply contract for the purchase of miscellaneous computer hardware & software for use by the MIS Department, under the State of Missouri's Contract No. C200100001, to World Wide Technology, Inc., of St. Louis, Missouri (\$279,150.00); the State of New Mexico's Contract No. 9X-00151 to Compaq Computer Corporation of Houston, Texas (\$234,150.00); and the City of Kansas City, Missouri's Contract No. PA4027-02, to Midwest Technology Connection of Kansas City, MO (\$75,000.00), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$588,300.00.

(Finance and Audit Committee - 1st. Meeting)

9 CONSENT AGENDA

[3131](#) 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.
(ADOPTED)

[3132](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 10 ± acre tract.
(ADOPTED)

[3133](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 80 ± acre tract, and approving the preliminary plat "Oakhaven," creating a twenty-one lot residential subdivision.
(ADOPTED)

[3134](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 10 ± acre tract.
(ADOPTED)

- [3135](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 13.8 ± acre tract.
(ADOPTED)
- [13614](#) A RESOLUTION awarding a term and supply contract on Bid No. 4-01 for the furnishing of ready mix concrete for use by the Public Works and Parks and Recreation Departments to Fordyce Concrete Company, Inc., of Overland Park, KS, in the estimated amount of \$40,000.00.
(ADOPTED)
- [13618](#) A RESOLUTION approving an eleven-month term and supply contract for the purchase of auto filters from Vantage Parts of Kansas City, MO, for use by the Public Works and Parks and Recreation Departments, in the estimated amount of \$12,000.00, under an existing government contract of the City of Independence, MO.
(ADOPTED)
- [13619](#) A RESOLUTION awarding a term and supply contract on Bid No. 34-01 for the furnishing of carnival supplies and apparatus for use by the Parks and Recreation Department to Vinyard Entertainment Group, Inc., of Independence, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$20,000.00.
(ADOPTED)
- [13620](#) A RESOLUTION awarding a contract on Bid No. 36-01 for the furnishing of one front mount mower for use by the Parks and Recreation Department to Lawn and Leisure of Lee's Summit, MO, in the actual amount of \$13,270.00.
(ADOPTED)
- [13621](#) A RESOLUTION awarding a contract on Bid No. 32-01 for the furnishing of one turf tractor and four utility vehicles, for use by the Parks and Recreation Department to Lawn and Leisure of Lee's Summit, MO (\$13,495.00), and Turf Professionals Equipment Company of Lenexa, KS (\$19,996.00), in the actual aggregate amount of \$33,491.00, and declaring certain personal property as surplus and authorizing its disposal by way of trade-in.
(ADOPTED)
- [13622](#) A RESOLUTION supporting state legislation to restructure the Board of Trustees of the Little Blue Valley Sewer District and provide for the issuance of district bonds upon the consent of three-quarters (3/4) of the customers of the District.
(ADOPTED)
- [13623](#) A RESOLUTION authorizing the County Executive to execute Amendment No. 2 to the Agreement with the Missouri Department of Conservation for the Community Assistance Program, at no additional cost to the County.
(ADOPTED)

To adopt Ordinances 3131, 3132, 3133, 3134, 3135. To adopt Resolutions 13614, 13618, 13619, 13620, 13621, 13622, 13623.

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, Bill Petrie, Fred Arbanas, Scott Burnett, Dennis Waits, Terry Young and Bob Spence

Absent: 1 - Ronald E. Finley

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3138](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 10 ± acre tract.
(Land Use Committee)

[3139](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 48.5 ± acre tract, and approving the preliminary plat "Aimee Lane Estates," creating a 6+ lot residential subdivision.
(Land Use Committee)

[3140](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 3 ± acre tract.
(Land Use Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[13626](#) Awarding a contract for the purchase of four (4) cab and chassis diesel trucks, for use by the Public Works Department, from KCR International of Kansas City, MO, under the Mid-America Council of Public Purchasing's Cooperative Fleet Bid No. 00-2291, an existing government contract of the City of Olathe, KS, at an actual cost to the County of \$213,469.00.
(Public Works Committee)

[13627](#) Awarding a term and supply contract on Bid No. 17-01 for towing service for use by various County departments to Kruse Service of Oak Grove, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$10,000.00.
(Finance and Audit Committee)

[13628](#) Awarding a term-and-supply contract on Bid No. 27-01 for the furnishing of T-shirts and wearing apparel for use by various departments to Raytown Screen Printing of Raytown, MO (\$40,308.15), Executive Marketing Promotions of Kansas City, MO (\$18,743.00), and Game Time Graphics of Independence, MO (\$6,557.00), to provide for their needs for the upcoming one-year period, in the estimated aggregate amount of \$65,608.15.
(Finance and Audit Committee)

[13629](#) Awarding a term-and-supply contract on Bid No. 9-01 for the furnishing of concessions meats and cheeses for use by the Parks and Recreation Department to Lady Baltimore of Kansas City, KS (\$19,000.00), L & C Meat Company of Independence, MO (\$5,000.00), and Gammon Brothers of Kansas City, MO (\$2,000.00), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$26,000.00.

(Land Use Committee)

[13630](#) Expressing the sympathy of the Legislature to the family and friends of Eleanor L. (Sarver) O'Connor, upon the occasion of her death.

(Legislature As A Whole)

[13631](#) Dennis Waits moved the passage of Resolution #13631, congratulating Jim Kabell upon his selection by Labor's Educational and Political Club Independent as "Organized Labor's Representative of the Year 2001". Seconded by Terry Young.

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

Absent: 1 - Ronald E. Finley

(ADOPTED)

[13632](#) Dennis Waits moved the passage of Resolution #13632, congratulating Bobby Davidson upon his selection by Labor's Educational and Political Club Independent as "Organized Labor's Representative of the Year 2001". Seconded by Dan Tarwater.

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

Absent: 1 - Ronald E. Finley

(ADOPTED)

[13633](#) Terry Young moved the passage of Resolution #13633, congratulating Blue Springs South High School Science Teacher Deanna Lankford upon being selected to receive a Presidential Award for Excellence in Mathematics and Science Teaching. Seconded by Dennis Waits.

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

Absent: 1 - Ronald E. Finley

(ADOPTED)

[13634](#) Authorizing the Prosecuting Attorney to execute an Agreement with the Missouri Department of Labor and Industrial Relations, Division of Employment Security, for the accessing of employment data, in the actual amount of \$65.00 per month.

(Health and Justice Committee)

[13635](#) Dennis Waits moved the passage of Resolution #13635, congratulating L. Earle Conner upon his 32 years in public safety with the City of Sugar Creek, and wishing him well on his retirement. Seconded by Terry Young.

Yes: 6 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Dennis Waits, Terry Young and Bob Spence

Absent: 2 - Scott Burnett and Ronald E. Finley

(ADOPTED)

[13636](#) Dan Tarwater moved the passage of Resolution #13636, congratulating Barstow High School senior Laurelin Brink upon achieving a perfect score of 36 on the ACT college entrance exam. Seconded by Dennis Waits.

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

Absent: 1 - Ronald E. Finley

(ADOPTED)

[13637](#) Authorizing the Trustees of the Land Trust of Jackson County, Missouri to convey seventy-five (75) 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 § 141.750.2 RSMo 2000.

(Finance and Audit Committee)

[13638](#) Awarding a term and supply contract on Bid No. 38-01 for the furnishing of non-dealer auto/truck parts for use by the Public Works and Parks and Recreation Departments to O'Reilly Automotive of Springfield, MO, in the estimated amount of \$30,000.00.

(Public Works Committee)

[13639](#) Awarding a term and supply contract on Bid No. 19-01 for the furnishing of grass seed for use by the Parks and Recreation Department to Williams Grass Seed, Inc., of Maryville, MO (\$2,500.00), Sharp Bros Seed Co. of Chicago, IL (\$2,500.00), and Grass Pad, Inc., of Olathe, KS (\$2,500.00), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$7,500.00.

(Land Use Committee)

[13640](#) Authorizing the purchase of proprietary apparel for use by the Parks and Recreation Department at the Longview Lake - Fred Arbanas Golf Course from Titleist & Foot Joy Worldwide of Fairhaven, MA (\$43,000.00), and Spalding Sports of Chicago, IL (\$8,600.00), in the actual aggregate amount of \$51,600.00.

(Land Use Committee)

No dissenting vote to consider Resolution #13641 - not on printed agenda.

[13641](#)

Dan Tarwater moved the passage of Resolution #13641, commending Debra Nelson, Associate Superintendent of the Hickman Mills School District, for her commitment to excellence in providing community based educational programs and services for at risk youth. Seconded by Dennis Waits.

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

Absent: 1 - Ronald E. Finley

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

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, April 2, 2001, at 3:30 p.m. in the Legislative Assembly Area, Kansas City, Missouri.