



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)*

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**Monday, September 16, 2002**

**3:30 PM**

**Thirty-Fifth Regular Meeting**

**K.C. Legislative Assembly Area, Kansas City, Missouri**

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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 and Bob Spence  
Absent: Dennis Waits and Terry Young

**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 9/9/2002.  
Seconded by Bill Petrie.

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

**(APPROVED)**

**4 HEARINGS**

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

*Victor E. Callahan, Chairman, opened the hearing. No one was present to speak on this issue. The hearing was closed.*

*Mayor Sue Frank of Raytown said she is hoping to enter into an agreement between the Eastern Jackson County Betterment Council, Lee's Summit, Independence, Blue Springs and Jackson County to maintain bus service through the end of the year. She explained that the ATA labor contract requires they bid this program out for the next quarter. She said it is crucial to the elderly, disabled and a great number of citizens of the community. She hopes that the Legislature will consider this matter today.*

*Victor E. Callahan, Chairman, explained that this is a stop gap measure for one quarter to get through February 1, 2003.*

Mayor Frank explained that this funding is for the main commuter lines. One route runs from Lee's Summit through Raytown to downtown and a like route runs from Blue Springs. She would like to talk to the County further about continuation of service over the next three years.

Mark Swope, ATA representative, said a federal grant funds the two commuter routes in question. They are interjurisdictional commuter routes, they do not service any one community but cross jurisdictional lines. The reason Jackson County is being approached is because it is hard to put together an equitable funding arrangement.

Bob Spence, County Legislator, indicated that he is not prepared to vote on this issue today but has no problem with perfecting it.

Ordinance #3293 was adopted at this time. See page 8 for details.

Victor E. Callahan thanked members of the Legislature for addressing the needs of eastern Jackson County.

Mayor Frank thanked the Legislature for their time and consideration.

Ms. Rogers, a bus rider representative from Blue Springs, thanked the Legislature for passing this legislation.

## 5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Troy Thomas, Manager of Finance, referred to the report from the State Tax Commission titled Report on Valuation and Assessment Procedures for Jackson County, Missouri. He introduced Terry Gessley, Deputy Director of Residential Assessment, Bob Burnett, Deputy Director of Commercial Assessment and Steve Glorioso, special consultant to the Assessment Department who were available to present their views and answer any questions regarding the report.

Ronald E. Finley suggested that this report be given during a Finance and Audit Committee meeting since three legislators were absent.

Victor E. Callahan said the County Executive, Katheryn Shields, should also be present when this report is given.

After much discussion on this matter, the Legislature agreed to refer this to the Finance and Audit Committee which is scheduled to meet on Monday, September 23, 2002 at 3:00 P.M. in the Legislative Chambers in Independence, Missouri.

Fred Arbanas, County Legislator, suggested that staff from the Assessment Department add two columns to their report to reflect delinquent taxes and percentage collectible.

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

Fred Arbanas moved to waive the reading of Ordinances #3283 and #3284. Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

The Land Use Committee will have a public hearing regarding Ordinances #3283 and #3284 on Monday, September 30, 2002 at 2:15 p.m. in the Kansas City Legislative Assembly Area.

**3283**

AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 5 ± acre tract.

*(Land Use Committee - 1st. Perfection)*

**3284**

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.

*(Land Use Committee - 1st. Perfection)*

**3285**

Finance and Audit Committee moved to perfect.

*Ronald E. Finley objects to the consent agenda.*

**3285**

Ronald E. Finley moved to perfect Ordinance #3285. Seconded by Fred Arbanas.

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

(PERFECTED)

**3285**

Ronald E. Finley moved to suspend the rules to consider final passage of Ordinance #3285. Seconded by Fred Arbanas.

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

(APPROVED)

**3285**

Ronald E. Finley moved the passage of Ordinance #3285 as perfected, setting the 2002 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy. Seconded by Bill Petrie.

Yes: 5 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Ronald E. Finley and Bob Spence  
Absent: 3 - Scott Burnett, Dennis Waits and Terry Young

(ADOPTED)

**3286**

Finance and Audit Committee moved to perfect.

*Ronald E. Finley objects to the consent agenda.*

**3286**

Ronald E. Finley moved to perfect Ordinance #3286. Seconded by Fred Arbanas.

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

(PERFECTED)

- [3286](#) Ronald E. Finley moved to suspend the rules to consider final passage of Ordinance #3286. Seconded by Fred Arbanas.  
**The motion passed by a voice vote.** (APPROVED)
- [3286](#) Ronald E. Finley moved the passage of Ordinance #3286 as perfected, setting the 2002 Jackson County, Missouri, tax levy. Seconded by Bill Petrie.  
Yes: 6 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley and Bob Spence  
Absent: 2 - Dennis Waits and Terry Young  
(ADOPTED)
- [3287](#) Finance and Audit Committee moved to perfect.  
*Ronald E. Finley objects to the consent agenda.*
- [3287](#) Ronald E. Finley moved to perfect Ordinance #3287. Seconded by Fred Arbanas.  
**The motion passed by a voice vote.** (PERFECTED)
- [3287](#) Ronald E. Finley moved to suspend the rules to consider final passage of Ordinance #3287. Seconded by Scott Burnett.  
**The motion passed by a voice vote.** (APPROVED)
- [3287](#) Ronald E. Finley moved the passage of Ordinance #3287 as perfected, setting the 2002 merchants and manufacturers' inventory replacement tax levy. Seconded by Bill Petrie.  
Yes: 6 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley and Bob Spence  
Absent: 2 - Dennis Waits and Terry Young  
(ADOPTED)
- [3288](#) Finance and Audit Committee moved to perfect.  
*Ronald E. Finley objects to the consent agenda.*
- [3288](#) Ronald E. Finley moved to perfect Ordinance #3288. Seconded by Bob Spence.  
**The motion passed by a voice vote.** (PERFECTED)
- [3288](#) Ronald E. Finley moved to suspend the rules to consider final passage of Ordinance #3288. Seconded by Scott Burnett.  
**The motion passed by a voice vote.** (APPROVED)

- [3288](#) Ronald E. Finley moved the passage of Ordinance #3288 as perfected, setting the 2002 Jackson County Community Mental Health Fund Levy. Seconded by Scott Burnett.  
Yes: 6 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley and Bob Spence  
Absent: 2 - Dennis Waits and Terry Young  
(ADOPTED)
- [3289](#) Finance and Audit Committee moved to perfect.  
*Ronald E. Finley objects to the consent agenda.*
- [3289](#) Ronald E. Finley moved to perfect Ordinance #3289. Seconded by Bill Petrie.  
**The motion passed by a voice vote.** (PERFECTED)
- [3289](#) Ronald E. Finley moved to suspend the rules to consider final passage of Ordinance #3289. Seconded by Bill Petrie.  
**The motion passed by a voice vote.** (APPROVED)
- [3289](#) Ronald E. Finley moved the passage of Ordinance #3289 as perfected, 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. Seconded by Bill Petrie.  
Yes: 5 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Ronald E. Finley and Bob Spence  
Absent: 3 - Scott Burnett, Dennis Waits and Terry Young  
(ADOPTED)
- [3290](#) Finance and Audit Committee moved to perfect.  
*Ronald E. Finley objects to the consent agenda.*
- [3290](#) Ronald E. Finley moved to perfect Ordinance #3290. Seconded by Fred Arbanas.  
**The motion passed by a voice vote.** (PERFECTED)
- [3290](#) Ronald E. Finley moved to suspend the rules to consider final passage of Ordinance #3290. Seconded by Fred Arbanas.  
**The motion passed by a voice vote.** (APPROVED)

- [3290](#) Ronald E. Finley moved the passage of Ordinance #3290 as perfected, authorizing the renewal of the Series 2000A Leasehold Revenue Bond lease 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. Seconded by Bill Petrie.
- Yes: 5 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Ronald E. Finley and Bob Spence  
Absent: 3 - Scott Burnett, Dennis Waits and Terry Young
- (ADOPTED)
- [3291](#) Finance and Audit Committee moved to perfect.
- Ronald E. Finley objects to the consent agenda.*
- [3291](#) Ronald E. Finley moved to perfect Ordinance #3291. Seconded by Bill Petrie.
- The motion passed by a voice vote.** (PERFECTED)
- [3291](#) Ronald E. Finley moved to suspend the rules to consider final passage of Ordinance #3291. Seconded by Scott Burnett.
- The motion passed by a voice vote.** (APPROVED)
- [3291](#) Ronald E. Finley moved the passage of Ordinance #3291 as perfected, 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. Seconded by Scott Burnett.
- Yes: 6 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley and Bob Spence  
Absent: 2 - Dennis Waits and Terry Young
- (ADOPTED)

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

*None.*

## 8 RESOLUTIONS IN COMMITTEE

[14295](#) Finance and Audit Committee moved do pass. Consent Agenda.

[14302](#) A RESOLUTION 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 - 2nd. Meeting)*

[14303](#) Public Works Committee moved do pass the Public Works Committee Amendment of 9/16/2002, to insert the words ", declaring certain existing county equipment as surplus personal property, and authorizing its disposal by way of trade-in." after the figure "\$24,436.00" in the heading, to insert the word "and," after the word "bid" at the top of page two, to insert the the paragraph "WHEREAS, the acquisition of this equipment has rendered as excess to the County's needs, an existing 1999 Hurricane Mobark Model 2400 Chipper, serial number 3556; and," as the first paragraph on page two, to insert the paragraph "WHEREAS, the Purchasing Director has recommended that this equipment be declared surplus and he be authorized to dispose of it by way of trade-in;" before the word "therefore," on page two, to insert the word ";and," after the word "contract" in the first "BE IT FURTHER RESOLVED" paragraph, to insert the paragraph "BE IT FURTHER RESOLVED that the above-described equipment be and hereby is declared surplus personal property and that the Purchasing Director be and hereby is authorized to dispose of it by way of trade-in." as the final paragraph on page two. Consent Agenda.

[14309](#) Public Works Committee moved do pass. Consent Agenda.

[14310](#) Health and Justice Committee moved do pass. Consent Agenda.

[14311](#) Health and Justice Committee moved do pass. Consent Agenda.

[14312](#) Anti-Drug Committee moved do pass. Consent Agenda.

[14313](#) Finance and Audit Committee moved do pass. Consent Agenda.

## 9 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.

(ADOPTED)

[14303](#) A RESOLUTION 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, declaring certain existing county equipment as surplus personal property, and authorizing its disposal by way of trade-in.

(ADOPTED)

[14309](#) A RESOLUTION awarding a contract on Electronic Solicitation No. BB200236 for the furnishing of (1) one front-loading aqueous automatic parts washer for use by the Public Works Department to Hotsy Equipment Company of Kansas City, MO, at an actual cost to the County of \$6,895.00.

(ADOPTED)

[14310](#) A RESOLUTION declaring certain property as surplus personal property and authorizing its disposal. (ADOPTED)

[14311](#) A RESOLUTION approving a 12-month term and supply contract for the furnishing of fuel for use by the Corrections and Sheriff's Departments to Voyager Fleet Systems of Houston, TX, under a state of Missouri government contract for Fuel Procurement Card at an estimated cost to the County of \$20,900.00. (ADOPTED)

[14312](#) A RESOLUTION authorizing the County Executive to execute an agreement with Move Up for its Fighting Back program in the amount of \$142,000.00, as a local match to a private grant. (ADOPTED)

[14313](#) A RESOLUTION awarding a term and supply contract on Electronic Solicitation No. BB200259 for the furnishing of appraisal services for use by the Collection Department for the upcoming one-year period to Dobi-Ty Corp. of Kansas City, MO, in the estimated amount of \$20,000.00. (ADOPTED)

To adopt Resolutions 14295, 14303, 14309, 14310, 14311, 14312, 14313.

Fred Arbanas moved the passage of the consent agenda. Seconded by Bob Spence. The motion passed by a roll call vote:

Yes: 6 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley and Bob Spence

Absent: 2 - Dennis Waits and Terry Young

## 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

*No dissenting vote to consider Ordinance #3293 - not on printed agenda.*

[3293](#) Bill Petrie moved to perfect Ordinance #3293. Seconded by Ronald E. Finley. **The motion passed by a voice vote.** (PERFECTED)

[3293](#) Bill Petrie moved to suspend the rules to consider final passage of Ordinance #3293. Seconded by Ronald E. Finley. **The motion passed by a voice vote.** (APPROVED)



[3293](#) Bill Petrie moved the passage of Ordinance #3293 as perfected, appropriating \$77,750.00 from the unappropriated surplus of the 2002 Special Road and Bridge Fund, and authorizing the County Executive to execute an agreement with Eastern Jackson County Betterment Council, for funding of inter-jurisdictional transit services, at a cost to the County not to exceed \$77,750.00. Seconded by Ronald E. Finley.

Yes: 6 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley and Bob Spence

Absent: 2 - Dennis Waits and Terry Young

(ADOPTED)

[3294](#) Enacting sections 9030., 9031., 9032., 9033., and 9034., Jackson County Code, 1984, relating to the filing of certificates of value on real estate transactions, with a penalty provision and an effective date.

*(Finance and Audit Committee)*

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[14315](#) Requesting the Attorney General of the State of Missouri to provide advice on the Witbolsfuegen matter to the Legislature.

*(Finance and Audit Committee)*

[14315](#) Requesting the Attorney General of the State of Missouri to provide advice on the Witbolsfuegen matter to the Legislature.

*(WITHDRAWN BY SPONSOR ARBANAS, CONCURRED BY FINLEY AND PETRIE)*

[14316](#) Transferring \$20,000.00 within the 2002 Anti-Drug Sales Tax Fund for the purchase of D.A.R.E. T-shirts.

*(Anti-Drug Committee)*

[14317](#) Authorizing the County Executive to execute a Mutual Aid Agreement with the City of Liberty, Missouri.

*(Health and Justice Committee)*

[14318](#) Authorizing the County Executive to execute an Agreement with the National Center for Fathering, to provide training sessions for clients of the Family Court Division's Fathering Court Diversion Project, at a total cost to the County not to exceed \$25,000.00.

*(Health and Justice Committee)*

[14319](#) Awarding a term and supply contract on Electronic Solicitation No. BB200246 for the furnishing of traffic signs for use by the Public Works and Parks and Recreation Departments to Allied Tube & Conduit of Blue Springs, Missouri, to provide for their needs for the upcoming one-year period, in the estimated amount of \$24,000.00.

*(Public Works Committee)*

[14320](#) Authorizing the County Executive to execute a Fourth Addendum to the Agreement with Health Productivity Systems of Kansas City, MO for the furnishing of urinalysis testing for use by the Prosecuting Attorney's Deferred Prosecution and Drug Court, in the amount of \$30,000.00.

*(Anti-Drug Committee)*

[14321](#) Declaring certain property as surplus personal property and authorizing its disposal.

*(Health and Justice Committee)*

[14322](#) Authorizing the Chair of the Legislature to execute a contract with Donna M. Wilson to provide legal advice to the Legislature in the WitbolsFeugen matter, at a cost to the county not to exceed \$5,000.

*(Finance and Audit Committee)*

[14323](#) In support of a request for copies of records of the Kansas-Missouri Bi-State Metropolitan Culture District Commission under the Missouri Open Records Act.

*(Finance and Audit Committee)*

## 12 COUNTY EXECUTIVE ORDERS

*None.*

## 13 UNFINISHED BUSINESS

None.

Since there were 37 groups interested in participating in Christmas in the Park 2003 and only 35 slots available, Victor E. Callahan, Chairman, pulled two names out of a drawing. He drew Mid-America Assistance Coalition and Guadalupe Center, Inc. which means they will be removed from the list of participants.

## 14 NEW BUSINESS

None.

Resolution #14322 was introduced at this time. See above for details.

Resoluton #14315 was withdrawn at this time. See page 8 for details.

15      **ADJOURNMENT**

Ronald E. Finley moved to adjourn the meeting. Seconded by Bill Petrie.

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

(APPROVED)

*The next legislative meeting is scheduled to be held on Monday, September 23, 2002 at the Independence Courthouse Annex, 308 W. Kansas, Legislative Chambers, Ground Floor.*