



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

James D. Tindall (2nd), Chairman
Victor E. Callahan (1st AL), Vice-Chairman
John Patrick Burnett (1st), 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, April 1, 1996

1:00 PM

Fourteenth Regular Meeting

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

James D. Tindall, 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,
James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Victor E. Callahan 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

In the absence of the County Executive and Manager of Administration, Sandy Schermerhorn, County Counselor, advised the Legislature that she will testify tomorrow at 8:00 p.m. before the Senate concerning the use tax bill. She will discuss the refund language which Jackson County hopes will be included with the bill.

Dennis Waits, County Legislator, asked Sandy Schermerhorn what the court ruled on the annexation of River Bend.

Sandy Schermerhorn said the opinion basically states that Liberty, MO, may proceed to annex. She will provide copies of the opinion upon request.

Dennis Waits asked if the majority of people in River Bend vote against the annexation will the city of Liberty be able to annex.

Sandy Schermerhorn said she would research the issue and report back to the Legislature.

James D. Tindall, Chairman, asked Sandy Schermerhorn to give an update on the use tax.

Sandy Schermerhorn said the ramifications of the loss of the use tax affects the construction of the jail and the jail programs. It is our hope by adding refund language to the bill being introduced that the ultimate consumer will have to prove that the tax was paid. She said they will try to contact Judge Whipple tomorrow and set up a meeting since he is holding a portion of the use tax pursuant to his court order.

Fred Arbanas, County Legislator, suggested researching other states who have a use tax and review the language used by them.

James D. Tindall asked the County Executive's position on the Kansas City Election Board's request for an additional \$100,000.00 to relocate.

Sandy Schermerhorn said Katheryn Shields, County Executive, said she would deny their request.

James D. Tindall asked that the Administration include the Chairmen of the Health & Justice and Finance & Audit Committees in discussions concerning alternate plans for the construction and operation of the jail since use tax money will not be available.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2523](#) Finance and Audit Committee moved to perfect. Consent Agenda.

[2524](#) Anti-Drug Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[2521](#) Consent Agenda.

[2522](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[11210](#) A RESOLUTION authorizing the County Executive to execute contracts with Research Mental Health Care Services, Swope Parkway Health Services, Comprehensive Mental Health Care Services, and Central Kansas City Mental Health Services for the purpose of planning, developing, and implementing, including the training of staff, the Criminal Justice Treatment Network Program, at a cost to the County not to exceed \$106,664.00.

[11221](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Amendment of 3/29/1996, to delete the figure "317,390.00" and insert the figure "307,160.00", to delete the figure "24,280.00" and insert the figure "23,498.00" all on page three, to insert the words and figures "Finance Department, Regular Salaries, 10,230.00, F.I.C.A. Taxes, 782.00" at the bottom of page three. Consent Agenda.

[11223](#) Public Works Committee moved do pass. Consent Agenda.

[11224](#) Anti-Drug Committee moved do pass. Consent Agenda.

[11225](#) A RESOLUTION authorizing the County Executive to execute a Professional Services Agreement with Alexander & Alexander Consulting Group and McDaniel, Hazley Group, Inc., to perform a comprehensive survey of County employees regarding employee benefits and to make available certain insurance products for purchase by County employees.

9 CONSENT AGENDA

Victor E. Callahan moved the passage of the consent agenda. Seconded by Dennis Waits. The motion passed by a roll call vote:

Yes: 9 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

[2523](#) AN ORDINANCE reappropriating \$15,645.00 from the unappropriated surplus of the 1996 General Fund to cover the reappropriation of unspent funds from the 1995 budget for a canvas of registered voters for the Kansas City Election Board.

(PERFECTED)

[2524](#) AN ORDINANCE reappropriating \$109,794.00 from the unappropriated surplus of the 1996 Anti Drug Sales Tax Fund to cover the reappropriation of unspent funds from previous budget years.

(PERFECTED)

[2521](#) AN ORDINANCE appropriating \$5,274.00 from the unappropriated surplus of the 1996 Grant Fund to cover the Mediation Grant funded by the Office of State Courts Administrator for services provided by the Family Court Division.
(ADOPTED)

[2522](#) AN ORDINANCE appropriating \$1,360,000.00 from the unappropriated surplus of the 1996 County Urban Road System Fund to reimburse the Public Works Department for the Prospect Bridge Project, No. 2139-2.
(ADOPTED)

[11221](#) A RESOLUTION transferring \$414,502.00 within the 1996 General Fund to cover the establishment of a budget for the offices of the Manager of Administration and the Manager of Operations.
(ADOPTED)

[11223](#) A RESOLUTION authorizing the County Executive to execute an agreement with the City of Kansas City, Missouri, for the construction of the Chouteau Bridge over the Missouri River, in the actual amount of \$100,000.00 for 1996, for a total amount of \$500,000 over a five-year period.
(ADOPTED)

[11224](#) A RESOLUTION authorizing the County Executive to execute a contract with Samuel U. Rodgers Community Health Center for the purpose of providing physical and mental health screenings, and referrals for services to participants of the Criminal Justice Treatment Network/Drug Court Programs, at a cost to the County not to exceed \$25,500.00.
(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[2525](#) Repealing 1311., Jackson County Code, 1984, relating to court costs, and enacting, in lieu thereof, one new section relating to the same subject.
(Health and Justice Committee)

[2526](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to HI (Heavy Industrial), a certain 36.5 + acre tract.
(Land Use Committee)

[2527](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to A-p (Agricultural-planned development), a certain 42.6 + acre tract.
(Land Use Committee)

[2528](#) Appropriating \$137,212.00 from the unappropriated surplus of the 1996 Health Fund to cover the costs of Medical Examiner's services to Clay County pursuant to the agreement with Clay County approved by Resolution 11179.
(Health and Justice Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[11227](#) Approving a contract for the purchase of five 1996 34,000 GVWR and cab chassis diesel trucks for use by the Public Works Department, from K.C.R. International of Kansas City, MO, in the actual amount of \$209,595.00, under an existing government contract of the Mid-America Council of Public Purchasing.
(Public Works Committee)

[11228](#) Awarding a one-year term and supply contract for the rental of industrial and construction equipment for use by the Public Works Department to Victor L. Phillips Co. of Kansas City, MO, under a City of Kansas City government contract, at the estimated cost to the County of \$10,000.00.
(Public Works Committee)

[11229](#) Partially rescinding Resolution 11183, dated February 20, 1996, as to the purchase from Sonny Hill Motors of Platte City, MO, and awarding that part of the contract for the furnishing of one Ford Aerostar passenger mini van for use by the Sheriff's Department to Broadway Ford of Kansas City, MO, in the actual amount of \$16,613.00.
(Health and Justice Committee)

[11230](#) Approving the purchase of pick-up trucks and utility vehicles for use by the Parks and Recreation Department, from Shawnee Mission Ford of Shawnee, KS, in the actual amount of \$120,048.00, under an existing government contract of the Mid-America Council of Public Purchasing.
(Land Use Committee)

[11231](#) Authorizing the County Executive to execute a First Addendum extending the Agreement with Greater Kansas City Community Foundation, at no additional cost to the County.
(Anti-Drug Committee)

[11232](#) Awarding a contract on Bid No. 30-96 for the furnishing of three truck dump beds for use by the Parks and Recreation Department to American Equipment Company of N. Kansas City, MO, in the actual amount of \$13,485.00.
(Land Use Committee)

[11233](#) Awarding a term-and-supply contract on Bid No. 26-96 for the furnishing of rental equipment for use by the Parks and Recreation Department to All Seasons Party Rental of Grandview, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$30,000.00.
(Land Use Committee)

- [11234](#) Fred Arbanas moved the passage of Resolution #11234, awarding a term and supply contract on Bid No. 28-96 for the furnishing of pre-mix tanks and canned soft drinks for use by the Parks and Recreation Department to The Coca-Cola Bottling Company of Lenexa, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$110,000.00. Seconded by Victor E. Callahan.
- Yes: 9 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham
- (ADOPTED)
- [11235](#) Awarding a term and supply contract on Bid No. 13-96 for the furnishing of lumber and building supplies for use by various County departments to Schutte Lumber of Kansas City, MO, Payless Cashways of Blue Springs, MO, and Albert Tamm Lumber Co. of Kansas City, MO, to provide for their needs for the upcoming one year period, in the estimated aggregate amount of \$66,000.00.
- (Finance and Audit Committee)*
- [11236](#) Dan Tarwater moved the passage of Resolution #11236, endorsing the construction of a multi-purpose arena in downtown Kansas City, Missouri. Seconded by Dennis Waits.
- Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits and John C. Graham
- Abstain: 1 - Dixie M. Flynn
- (ADOPTED)
- [11237](#) Awarding a term and supply contract on Bid No. 29-96 for the furnishing of crushed rock for use by the Public Works and Parks and Recreation Departments to Barber & Sons Aggregates of Kansas City, MO, to provide for departmental needs for the upcoming one year period, in the estimated amount of \$373,453.60.
- (Public Works Committee)*
- [11238](#) Awarding a contract for the furnishing of software maintenance for use by the Management Information Systems Department to Macro 4 of Parsippany, New Jersey, at a cost to the County not to exceed \$10,800.00, as a sole source purchase.
- (Finance and Audit Committee)*
- [11239](#) Fred Arbanas moved the passage of Resolution #11239, authorizing the purchase of proprietary golf apparel for resale by the Parks and Recreation Department at the Longview Lake Golf Course from Titleist and Footjoy Worldwide of Fairhaven, MA, Gear for Sport of Lenexa, KS, Charles Sackman Golf of Laureldale, PA, and Cutter and Buck of Seattle, WA, in the actual aggregate amount of \$50,085.33. Seconded by Victor E. Callahan.
- Yes: 9 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham
- (ADOPTED)

- [11240](#) Awarding a term and supply contract on Bid No. 15-96 for the furnishing of industrial bearings and oil seals for use by various County departments to Associated Bearing Co. of Kansas City, MO, to provide for their needs for the upcoming one-year period, in the estimated amount of \$8,800.00.
(Finance and Audit Committee)
- [11241](#) Awarding a term and supply contract on Bid No. 23-96 for the furnishing of window cleaning services for use by the Facilities Management Department to Quality Maintenance Janitorial, Inc. of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$15,480.00.
(Finance and Audit Committee)
- [11242](#) Authorizing the County Executive to execute a Water Line Easement in favor of Public Water Supply District No. 17.
(Land Use Committee)
- [11243](#) Awarding a contract for the furnishing of hardware and software for the Silicon Graphics file server for use by the Management Information Systems Department to Total Systems, Inc., of Lenexa, KS, at a cost to the County not to exceed \$10,026.00, as a sole source purchase.
(Finance and Audit Committee)
- [11244](#) Awarding a three-year contract on Request for Proposals No. 1-96 for the furnishing of inmate pay telephone service for use by the Corrections Department to North American InTeleCom, Inc., of San Antonio, TX, at a guaranteed annual minimum commission to the County of \$400,000.00.
(Health and Justice Committee)

12 COUNTY EXECUTIVE ORDERS

[96-14](#) I hereby appoint Virgle L. Coon as Director of the Department of Finance effective immediately.

[96-15](#) I hereby appoint the Manager of Administration as Acting County Executive at all times when the County Executive is outside of the territorial jurisdiction of Jackson County, Missouri. Should the County Executive and the Manager of Administration be absent from the County, the County Counselor shall then be the Acting County Executive, both to have all powers and duties which may be lawfully delegated by the County Executive.

Executive Order 95-36, dated September 13, 1995, is hereby rescinded.

This Executive Order shall be effective immediately and shall expire on April 6, 1996.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

James D. Tindall introduced Spencer Hardwick, son of Lisa White Hardwick.

James D. Tindall, said that the newspaper reported that the person who filed a complaint with the Jackson County Ethics Commission against Dixie Flynn was seen sitting in his office. Because of this incident he has placed a sign on the door to his office stating that no one should enter his office without expressed permission from him. He said he did not know the person and he apologized publicly to Dixie Flynn for the appearance.

Victor E. Callahan, Vice-Chairman, assumes the Chair.

James D. Tindall moved to hold the Legislative meeting of April 8, 1996, at 1:00 p.m.

2nd. by John Patrick Burnett.

Voice Vote.

(APPROVED)

James D. Tindall, Chairman, resumes the Chair.

15 ADJOURNMENT

John Patrick Burnett moved to adjourn the meeting. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, April 8, 1996, at 1:00 p.m. in the Legislative Assembly Area, Independence, Missouri.