



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

Henry C. Rizzo (2nd AL), Chairman, Bob Spence (6th), Vice-Chairman,  
Robert A. Stringfield (1st AL), Fred Arbanas (3rd AL), Scott Burnett (1st),  
Eugene Standifer Jr. (2nd), Dennis Waits (3rd), Dan Tarwater (4th),  
Rhonda L. Shoemaker (5th)

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Monday, August 14, 2006

2:30 PM

Thirty-Second Regular Meeting

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Independence Courthouse Annex, 308 West Kansas, Legislative Chambers, Ground Floor

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Henry C. Rizzo, Chairman, called the meeting of the Jackson County Legislature to order.

**1 ROLL CALL**

Present: Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

**2 THE PLEDGE OF ALLEGIANCE**

Recited.

**3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING**

Dan Tarwater moved to approve the journal of the previous meeting held on 8/7/2006.  
Seconded by Eugene Standifer Jr..

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

(APPROVED)

*Resolution #15993 was adopted at this time. See page 6 for details.*

*Resolution #15994 was adopted at this time. See page 6 for details.*

**4 HEARINGS**

*None.*

**5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE**

*Resolutions #15993 and #15994 were presented at this time. The courtesy resolutions were for Joseph and James Koenig for their achievement of the rank of eagle scout.*

*Katheryn Shields, County Executive, pointed out that Mary Koenig, their mother, is a graphic artist at the Parks and Recreation Department in Jackson County.*

*Katheryn presented the May Employee of the Month Award to Linda Goin, the Museum Interpreter at Missouri Town, an employee of the Parks Department.*

*She said Linda has been the museum interpreter since 1998 and has used her extensive farming experience to create a very accurate representation of typical farm life in the 1850's in Western Missouri. To do this, she has to make sure all the animals are healthy and the site operates in full compliance of the stringent USDA requirements. The bottom line is that Linda helps educate kids about farm life and often gives them their very first experience with the caretaking of farm animals.*

*The June Employee of the Month Award was presented to Dwayne Shropshire, a journeyman carpenter with the Parks and Recreation Department. Dewayne has been noticed by fellow employees for his positive and team-oriented attitude as well as his skills as a carpenter. His co-workers have even commented that they would rank Dwayne in the top 1% of all County employees!*

*Katheryn Shields reported that in the last several months, Jackson County Parks and Recreation has met with the Army Corps of Engineers to discuss how to fund repairs needed for certain park facilities. The solution they came up with would use money currently being spent on the lease by requesting a suspension of the lease for 10 years. The suspension of the lease would mean that the annual payment of \$642,694.00 could be used to upgrade, repair, or replace Parks facilities. Parks and Recreation sent the letter and proposal to the Corps of Engineers on August 4th and are awaiting a response. She said Gary Salva, Director of the Parks and Recreation Department was present to answer any questions.*

*The County entered into a lease agreement with the Army Corps of Engineers in 1986 and 1990 for Longview Lake and Blue Springs Lake.*

*Fred Arbanas, County Legislator, said he has been talking to Emmanuel Cleaver for several years about this issue and about even forgiving the total lease. He asked Katheryn to send a copy of the letter to Congressman Cleaver's office.*

*Katheryn said Jackson County is hoping that since we are just asking them to suspend the lease payments for a period of time so we can invest back into the park and lakes, they will be more open than if we ask them to totally forgive the obligations of the lease. She said we will need help from Congressman Cleaver as well as from our Senators to see this through fruition. Political help at this time is needed.*

*Fred Arbanas reminded Katheryn to contact Ike Skelton.*

*Dennis Waits, County Legislator, asked the term of the lease. He also asked if there was any precedent for allowing us to suspend the lease.*

*Katheryn said she believed it was 50 years. She said it is not a precedent but in Kansas, where they built the lakes, the Corps paid to build the lakes and paid for the amenities. The Corps also paid the county and the state to run the facilities.*

*Dennis Waits asked if the Corps would give credit even if we suspended payments.*

*Katheryn Shields said she did not know but agreed that all the details would have to be worked out.*

*Katheryn gave a stadium bonds update. She said last Thursday the bonds were sold and everything is finalized. The project will be moving forward. Jack Holland was present to provide further details.*

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*Dennis Waits pointed out that this is running 3 - 4 weeks ahead of schedule.*

*Jack Holland said the bond sale took place on July 26, 2006. Last Thursday was the closing, which was the time the bond proceeds were deposited with the trustee. The funds will be available for appropriation for the various improvements to the sports complex. Under the lease terms we were required to have funds on hand by September 1, 2006. Jackson County received AA ratings from both of the rating agencies. He will get copies of the rating reports to the legislators. He said it is worth noting that both rating agencies spoke very highly of how the County's financial performance has been over the last several years, which helped get the high ratings and the low interest rates. The schedule he distributed to the legislators is the schedule of the 9 bids received on the \$450 million of bonds. The winning bidder bid 4.54%, which was actually slightly lower than the State of Missouri which sold bonds just the day prior to Jackson County's bonds being sold. The next steps will be to have the teams finalize their designs and development plans. Jackson County and the Sports Authority will obtain an owner's representative, which will represent them as the owner of the facility. Over the next 3-6 months, contractors will be selected to actually undertake the construction of the improvements.*

*Dan Tarwater, County Legislator, said they had an Oversight Committee Meeting on August 4, 2006 and Mr. Holland was present. He pointed out that there were 9 bidders and Jackson County then awarded it to the lowest and best bidder, Lehman Brothers. It was an open and fair process. He thanked Jack for keeping everything on time. Dan said they will continue to make sure it is open and it is bid.*

*Robert A. Stringfield, County Legislator, asked Mr. Holland if he had an amortization schedule of all the sales tax to show how the debt will be reduced.*

*Jack said he will provide a copy. He said it is approximately \$31 million per year over the 25 years. Jackson County will get substantial interest income on the various fund balances that will reduce it. It will be paid off on a timely basis. Under the terms of the leases, the teams are obligated to make up any shortfalls on either the cost of the facilities or the debt service over the 25 years. He said they received word today that the new Indianapolis Colt stadium will cost \$700 million. The Washington Nationals Baseball Stadium will cost \$650 million. Jackson County is getting with an upgraded Truman Sports Complex for quite a bargain compared to what is happening in other markets today.*

*Henry C. Rizzo asked about the ratings of the bonds.*

*Jack said the ratings with Moodys (AA-3) which is a high rating, which is a cost saver to Jackson County.*

*Dennis Waits asked the comparison between Jackson County and the New York stadiums currently being built.*

*Jack Holland said they got triple B ratings.*

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

The Land Use Committee will have a public hearing on Friday, August 18, 2006 at 1 P.M. regarding Ordinance #3792 at Fleming Hall.

[3792](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 14.1± acre tract from District A (Agricultural) to District RR (Residential Ranchette) for a two-lot residential subdivision.

*(Land Use Committee - 2nd. Perfection)*

[3794](#) Health and Justice Committee moved to perfect. Consent Agenda.

[3795](#) Health and Justice Committee moved to perfect. Consent Agenda.

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

*None.*

## 8 RESOLUTIONS IN COMMITTEE

[15985](#) Land Use Committee moved do pass. Consent Agenda.

[15986](#) Land Use Committee moved do pass. Consent Agenda.

[15987](#) Anti-Drug Committee moved do pass. Consent Agenda.

[15988](#) Finance and Audit Committee moved do pass. Consent Agenda.

## 9 CONSENT AGENDA

[3794](#) AN ORDINANCE appropriating \$46,980.00 from the unappropriated surplus of the 2006 Grant Fund to cover the Family Court Division's Family Drug Court Program grant received from the State of Missouri Drug Courts Coordinating Commission.

(PERFECTED)

[3795](#) AN ORDINANCE appropriating \$32,490.00 from the unappropriated surplus of the 2006 Grant Fund to cover the Family Court Division's Juvenile Drug Court Program grant received from the State of Missouri Drug Courts Coordinating Commission.

(PERFECTED)

[15985](#) A RESOLUTION authorizing the County Executive to execute a permanent sewer easement and a temporary construction easement across a portion of the Little Blue Trace Park in favor of the First United Pentecostal Church, Inc., for a sanitary sewer main serving the development of a tract of land at 10400 View High Drive, Kansas City, MO, for a fee payable to the County in the amount of \$1,155.20.

(ADOPTED)

[15986](#) A RESOLUTION authorizing the County Executive to execute a permanent sewer easement across a portion of the Little Blue Trace Park in favor of the City of Independence, for a sanitary sewer main serving the Meadowbrook Estate Subdivision, for a fee in the amount of \$5,292.96 payable to the County.

(ADOPTED)

[15987](#) A RESOLUTION authorizing the County Executive to execute an Agreement with Operation Breakthrough, Inc., for its POSSE program, a development program targeting the reduction of substance abuse, crime, and violence, as a local match to a private grant, at a cost to the County not to exceed \$30,888.00.

(ADOPTED)

[15988](#) A RESOLUTION awarding a twenty-four month term and supply contract and an option to extend for an additional twelve months for the furnishing of uniform rental service for use by the Facilities Management, Parks and Recreation, Public Works, and Records Departments and Sheriff's Office, to Walker Towel and Uniform of Kansas City, MO, under the terms and conditions of Electronic Solicitation No. BB200631.

(ADOPTED)

To perfect Ordinances 3794, 3795. To adopt Resolutions 15985, 15986, 15987, 15988.

Dan Tarwater moved the passage of the consent agenda. Seconded by Eugene Standifer Jr.. The motion passed by a roll call vote:

Yes: 9 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

## 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3796](#) Reappropriating \$74,099.75 from the unappropriated surplus of the 2006 Special Road and Bridge Fund and \$12,138.98 from the unappropriated surplus of the 2006 Public Building Corporation Fund representing funds left over from fully performed or cancelled contracts executed in 2005, to allow the reuse of these funds on current projects.

*(Public Works Committee)*

[3797](#) Transferring \$15,392.00 within the 2006 General Fund and \$33,377 within the 2006 Anti-Drug Sales Tax Fund, appropriating \$93,769.00 from the unappropriated surplus of the 2006 Grant Fund, and authorizing the County Executive to execute Amendment #3 and Amendment #4 to the Memorandum of Agreement with the Kansas City Metropolitan Crime Commission regarding the Project Safe Neighborhoods program.

*(Anti-Drug Committee)*

[3798](#) Appropriating \$2,500.00 from the unappropriated surplus of the 2006 Grant Fund and authorizing the County Executive to execute an Agreement with the Missouri Safety Center in acceptance of the Jackson County Sheriff's You Drink and Drive, You Lose enforcement grant, awarded by the Missouri Safety Center.

*(Health and Justice Committee)*

[3799](#) Repealing section 1523., Jackson County Code, 1984, relating to the Employees' Pension Plan, and enacting, in lieu thereof, one new section relating to the same subject.  
(Finance and Audit Committee)

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15989](#) Authorizing the County Executive to execute Change Order No. 3 to the contract with Ideker, Inc., of St. Joseph, MO, for the Colbern Road Phase II Project, No. 2411, increasing the contract amount by \$270,808.37.  
(Public Works Committee)

[15990](#) Awarding a contract on Bid No. 11-06 for exhibit fabrication and installation at the Fort Osage Education Center for use by the Parks and Recreation Department to Design Craftsmen, LLC, of Midland, MI, at a cost to the County not to exceed \$587,144.00, and authorizing the County Executive to execute change orders in an amount not to exceed \$60,000.00, for a total contract authorization of \$647,144.00.  
(Land Use Committee)

[15991](#) Authorizing the County Executive to execute a Park Management Agreement with the Downtown Community Improvement District for the furnishing of maintenance and safety-related services at the County's Oppenstein Brothers Memorial Park, at no cost to the County.  
(Land Use Committee)

[15992](#) Accepting a right-of-way and authorizing payment to the property owner, William W. Bowlin, in the total amount of \$6,470.00, in connection with the Colbern Road Phase 4 Road Improvements, Project No. 2487.  
(Public Works Committee)

[15993](#) Bob Spence moved the passage of Resolution #15993, congratulating James Clinton Koenig upon successfully completing all requirements to attain Scouting's highest honor, the rank of Eagle Scout. Seconded by Dan Tarwater.

Yes: 9 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

(ADOPTED)

[15994](#) Bob Spence moved the passage of Resolution #15994, congratulating Joseph Carl Koenig upon successfully completing all requirements to attain Scouting's highest honor, the rank of Eagle Scout. Seconded by Dennis Waits.

Yes: 9 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

(ADOPTED)

[15995](#) Transferring \$60,000.00 within the 2006 Park Enterprise Fund to cover the cost of additional fuel for resale by the Parks and Recreation Department.

*(Land Use Committee)*

[15996](#) Dan Tarwater moved the passage of Resolution #15996, authorizing the Jackson County Legislature to hold a closed meeting on Monday, August 14, 2006, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under Section 610.021(1) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. Seconded by Eugene Standifer Jr..

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Rhonda L. Shoemaker, Bob Spence and Bob Spence  
Absent: 1 - Dennis Waits

(ADOPTED)

*No objection to consideration of Resolutions #15997 and #15998 - not on printed agenda.*

[15997](#) Scott Burnett moved the passage of Resolution #15997, authorizing the County Counselor to settle the claim against ARO Real Estate, LLC, arising out of its encroachment on County park property in the Little Blue Trace Park. Seconded by Dan Tarwater.

Yes: 8 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence  
Abstain: 1 - Robert A. Stringfield

(ADOPTED)

[15998](#) Scott Burnett moved the passage of Resolution #15998, authorizing the County Counselor to settle the claim against Country Meadows Construction, LLC, on County park property in the Little Blue Trace Park. Seconded by Eugene Standifer Jr..

Yes: 8 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence  
Abstain: 1 - Robert A. Stringfield

(ADOPTED)

## 12 COUNTY EXECUTIVE ORDERS

*None.*

**13 UNFINISHED BUSINESS**

None.

The County Legislature goes into closed session.

The County Legislature reconvenes.

Mary Jo Spino, Clerk of the County Legislature, announced that in closed session the Legislature approved the closed meeting minutes of June 12, 2006.

Resolutions #15997 and #15998 were adopted at this time. See above for details.

**14 NEW BUSINESS**

None.

**15 ADJOURNMENT**

Dan Tarwater moved to adjourn the meeting. Seconded by Dennis Waits.

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

(APPROVED)

*Meeting adjourned until Monday, August 21, 2006 at 2:30 p.m. in the Legislative Assembly Area, Kansas City, Missouri.*