



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*  
*John Patrick Burnett (1st), Vice-Chairman*  
*Carl W. Bussey (2nd), 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, March 16, 1998**

**4:00 PM**

**Eleventh Regular Meeting**

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

Victor E. Callahan, 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, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

**2 THE PLEDGE OF ALLEGIANCE**

Recited.

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

John Patrick Burnett moved to approve the journal of the previous meeting held on .  
Seconded by Fred Arbanas.

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

**(APPROVED)**

**4 HEARINGS**

*None.*

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

*A 20 year service pin was given to Bettie Kramer, Director of Jackson County Parks and Recreation.*

*Katheryn Shields, County Executive, said next week legislation will be introduced regarding a contract for the use of three Jackson County parks for a film on the subject of the civil war and Order 11.*

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

Fred Arbanas moved to waive the reading of Ordinance #2788 through #2790. 2nd by Dan Tarwater.  
Voice Vote. (APPROVED)

A public hearing regarding Ordinances #2788, 2789 and 2790 is scheduled to be held on Monday, March 23, 1998 at 3:00 p.m. in the Independence Legislative Assembly Area.

[2788](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 40 + acre tract and approving the preliminary plat "Thompson Place," creating a 7-lot residential subdivision.

[2789](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 24.2 + acre tract and approving the preliminary plat "Walnut Creek," creating a 4-lot residential subdivision.

[2790](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 2.61 + acre tract.

[2791](#) Health and Justice Committee moved to perfect. Consent Agenda.

[2792](#) Health and Justice Committee moved to perfect. Consent Agenda.

**7 FINAL PASSAGE OF PROPOSED ORDINANCES**

[2786](#) Consent Agenda.

*Lisa White Hardwick objects to the consent agenda.*

[2787](#) Dixie M. Flynn moved the passage of Ordinance #2787 as perfected, authorizing the renewal of the 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 payments and additional payments that will become due during the forthcoming renewal term. Seconded by John Patrick Burnett.

Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

Abstain: 1 - Lisa White Hardwick

(ADOPTED)

**8 RESOLUTIONS IN COMMITTEE**

[12069](#) Finance and Audit Committee moved do pass. Consent Agenda.

[12078](#) Health and Justice Committee moved do pass. Consent Agenda.

[12079](#) Health and Justice Committee moved do pass. Consent Agenda.

[12080](#) Land Use Committee moved do pass. Consent Agenda.

[12081](#) Health and Justice Committee moved do pass. Consent Agenda.

[12082](#) Public Works Committee moved do pass. Consent Agenda.

[12083](#) Land Use Committee moved do pass. Consent Agenda.

[12084](#) Health and Justice Committee moved do pass. Consent Agenda.

[12089](#) Finance and Audit Committee moved do pass.

*Dixie M. Flynn objects to the consent agenda.*

[12089](#) John Patrick Burnett moved the passage of Resolution #12089, authorizing the County Executive to enter into an agreement with Friends of Sugar Creek, to assist in the design, construction and operation of a historical and heritage center to serve the people of Sugar Creek, at a cost to the County not to exceed \$25,000.00. Seconded by Dan Tarwater.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits and John C. Graham

No: 1 - Dixie M. Flynn

(ADOPTED)

[12093](#) Finance and Audit Committee moved do pass. Consent Agenda.

[12096](#) Finance and Audit Committee moved do pass. Consent Agenda.

[12097](#) Health and Justice Committee moved do pass. Consent Agenda.

**9 CONSENT AGENDA**

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

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett,  
Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

- [2791](#) AN ORDINANCE appropriating \$163,958.00 from the unappropriated surplus of the 1998 Grant Fund to cover the KC STOP Violence Against Women Grant awarded by the Missouri Department of Public Safety and the transfer of matching funds. (PERFECTED)
- [2792](#) AN ORDINANCE appropriating \$43,339.00 from the unappropriated surplus of the 1998 Law Enforcement Training Fund to cover education benefits for the Sheriff's and Parks and Recreation Departments. (PERFECTED)
- [2786](#) AN ORDINANCE authorizing the exemption of the position of Clerk, within the office of the COMBAT Commission, from the provisions of the Merit System, and amending Schedule V to Chapter 2, Jackson County Code, 1984, relating to the salaries of non-merit employees. (ADOPTED)
- [12069](#) A RESOLUTION authorizing the County Executive to enter into an agreement with Historic Northeast Restoration Corporation, to assist in the revitalization and redevelopment of the Northeast area of Kansas City, MO, along Independence Avenue from The Paseo on the west to Interstate 435 on the east, at a cost to the County not to exceed \$95,000.00. (ADOPTED)
- [12078](#) A RESOLUTION authorizing the County Executive to execute an Agreement for Medical Examiner Services with Clay County, Missouri. (ADOPTED)
- [12079](#) A RESOLUTION authorizing the County Executive to execute an Agreement for Medical Examiner Services with Platte County, Missouri. (ADOPTED)
- [12080](#) A RESOLUTION approving a one-year term and supply contract for the furnishing of outboard motors and parts for use by the Parks and Recreation Department to Outboard Government Sales of Waukegan, IL, under a state of Iowa government contract at a cost to the County not to exceed \$80,000.00. (ADOPTED)

- [12081](#) A RESOLUTION approving the purchase of one 1998 Chevrolet S10 blazer for use by the Sheriff's Department, from Sonny Hill Motors of Platte City, MO, in the actual amount of \$22,490.00, under an existing government contract of the City of Kansas City, KS.  
(ADOPTED)
- [12082](#) A RESOLUTION authorizing total payment of \$135.00 to certain property owners for the acquisition of a right-of-way in settlement of a claim for damages, in connection with the Hardsaw Road Culvert No. 4, Tract No. 2, Project No. 2373.  
(ADOPTED)
- [12083](#) A RESOLUTION awarding a contract for the purchase of Floratine turf products for use by the Parks and Recreation Department at the Longview Golf Course to Midwest Turf Management of Kansas City, MO, at a cost to the County not to exceed \$7,500.00, as a sole source purchase.  
(ADOPTED)
- [12084](#) A RESOLUTION authorizing the County Executive to execute an amendment to an agreement with the Missouri Department of Social Services for child autopsy services to be provided by the Medical Examiner's Office.  
(ADOPTED)
- [12093](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide social services programs to the citizens of Jackson County through the Whatsoever Circle Community House at a cost to the County not to exceed \$27,300.00.  
(ADOPTED)
- [12096](#) A RESOLUTION authorizing the County Executive to execute a cooperative agreement with the Mid-America Regional Council to provide a variety of services to the citizens of Jackson County and to the County itself, at a cost to the County not to exceed \$58,922.00.  
(ADOPTED)
- [12097](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide social services to the aging and needy through the Redemptorist Parish Ministry Center at a cost to the County not to exceed \$21,200.00.  
(ADOPTED)

**10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE**

- [2793](#) Carl W. Bussey moved to perfect Ordinance #2793. Seconded by John Patrick Burnett.  
**The motion passed by a voice vote.** (PERFECTED)

[2793](#) Carl W. Bussey moved to suspend the rules to consider final passage of Ordinance #2793. Seconded by John Patrick Burnett.

**The motion passed by a voice vote.** (APPROVED)

[2793](#) Carl W. Bussey moved the passage of Ordinance #2793 as perfected, appropriating \$21,365.00 from the unappropriated surplus of the 1998 Homeless Assistance Fund and authorizing the County Executive to execute Agreements with certain organizations which provide assistance to homeless persons, at a total cost to the County not to exceed \$471,365.00. Seconded by John Patrick Burnett.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

[2794](#) Appropriating \$5,000.00 from the unappropriated surplus of the 1998 General Fund, and authorizing the County Executive to execute an agreement with the Twelfth Street Heritage Development Corporation for predevelopment funds for planning and building new homes for the Heritage Homes Program, at a cost to the County not to exceed \$5,000.00.

*(Finance and Audit Committee)*

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[12104](#) Awarding a term and supply contract on Bid No. 2-98 for the furnishing of paint and painting supplies for use county-wide to Sherwin Williams Co. of Kansas City, MO (\$15,000.00), and Davis Paint Co. of Kansas City, MO (\$15,000.00), to provide for county-wide needs for the upcoming one-year period, in the estimated aggregate amount of \$30,000.00.

*(Finance and Audit Committee)*

[12105](#) Authorizing the purchase of proprietary apparel for use by the Parks and Recreation Department at the Longview Lake Golf Course from Gear for Sport of Lenexa, KS, at a cost to the County not to exceed \$10,000.00.

*(Land Use Committee)*

[12106](#) Authorizing Change Order No. 5 to the contract with Mark I Electric Company of Kansas City, MO (Bid No. PW-2345, Bid Package No. 7), for various changes required in connection with the furnishing and installation of electrical and security systems for the expansion at the Jackson County Detention Center, increasing the contract amount by \$27,127.00.

*(Health and Justice Committee)*

[12107](#) Awarding a contract on Bid No. PW-03-98 for the 1998 Culvert Replacement, Phase I, Project No. 2373, to C. W. Luebbert Construction Company, Inc., of Blue Springs, MO, in the actual amount of \$199,899.00.

*(Public Works Committee)*

- [12108](#) Awarding a contract on Bid No. PW-08-98 for the R. D. Mize Bridge Rehabilitation, Project No. 2323, to Missouri Bridge and Concrete Co. of Warrenton, MO, in the actual amount of \$550,664.92.  
*(Public Works Committee)*
- [12109](#) Fred Arbanas moved the passage of Resolution #12109, congratulating Lee's Summit High School senior Chad Hertzog, upon his win in the heavyweight division at the 1998 Missouri State Class 4A Wrestling Championship. Seconded by Dennis Waits.  
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham  
(ADOPTED)
- [12110](#) Fred Arbanas moved the passage of Resolution #12110, congratulating Brian Rauscher upon his championship at the 1998 Missouri State Swimming and Diving Tournament. Seconded by Dennis Waits.  
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham  
(ADOPTED)
- [12111](#) Awarding a contract on Bid No. PW-01-98 for the Longview Golf Course Cartpath Replacement, Phase II, Project No. 2372, to Pyramid Excavation and Construction, Inc., of Shawnee, KS, in the actual amount of \$134,998.70.  
*(Land Use Committee)*
- [12112](#) Dan Tarwater moved the passage of Resolution #12112, authorizing the Jackson County Legislature to hold a closed meeting on Monday, March 16, 1998, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning the status of litigation. Seconded by Dennis Waits.  
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham  
(ADOPTED)
- [12113](#) Authorizing Change Order No. 2 to the contract with Blue Hills Homes Corporation of Kansas City, MO, for construction of a maintenance building addition at Adair Park, increasing the contract amount by \$3,202.00.  
*(Land Use Committee)*
- [12114](#) Nominating candidates for appointment to the Kansas City Regional Sports Complex Authority.  
*(Legislature As A Whole)*  
*Victor E. Callahan, Chairman, said the Legislature would nominate two panels (three nominees per panel) at the Legislative meeting scheduled to be held on Monday, March 30, 1998 at 4:00 p.m. in the Kansas City Legislative Assembly Area. He asked that all nominees attend the meeting so they may be interviewed.*

[12115](#) Awarding a term and supply contract on Bid No. 3-98 for the furnishing of non-dealer auto/truck parts for use county-wide to O'Reilly Automotive of Springfield, MO (\$25,000.00), and Midway Warehouse of Kansas City, MO (\$25,000.00), to provide for county-wide needs for the upcoming one-year period, in the estimated aggregate amount of \$50,000.00.

*(Finance and Audit Committee)*

[12116](#) Fred Arbanas moved the passage of Resolution #12116, awarding a contract on Request for Proposals No. 8-98 for a license to provide concessions services at Adair Park softball complex. Seconded by Dixie M. Flynn.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dixie M. Flynn and John C. Graham

Abstain: 1 - Dennis Waits

(ADOPTED)

[12117](#) Fred Arbanas moved the passage of Resolution #12117, awarding a contract for the purchase of lighting equipment for use by the Parks and Recreation Department to Musco Sports Lighting Co. of Muscatine, IA, at a cost to the County not to exceed \$135,500.00, as a sole source purchase. Seconded by John Patrick Burnett.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

*Resolution #12117 was adopted pending compliance.*

*No dissenting vote to consider Resolutions #12118, 12119, 12120 - not on printed agenda.*

[12118](#) Carl W. Bussey moved the passage of Resolution #12118, recognizing the Jackson County Office of Human Relations and Citizen Complaints and Commission upon its 25 years of service. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

[12119](#) Dennis Waits moved the passage of Resolution #12119, authorizing the County Executive to execute an agreement with the City of Independence for the purchase of two canines, training, and equipment for use by the Independence Police Department in its fight against drugs in eastern Jackson County, at a cost to the County not to exceed \$30,856.00. Seconded by Carl W. Bussey.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)



[12120](#)

Fred Arbanas moved the passage of Resolution #12120, expressing the support of the Jackson County Legislature for the renovation of Truman Medical Center East's Obstetrics Department, and to urge the State of Missouri to issue a certificate of need for this project. Seconded by Dixie M. Flynn.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

## 12 COUNTY EXECUTIVE ORDERS

[98-09](#)

I hereby appoint Gregory S. Gerstner to the Office of Human Relations and Citizens Complaints Commission, for a term to expire March 1, 2002. A copy of his resume is attached.

*Katheryn Shields, County Executive, said Gregory S. Gerstner was not able to attend the legislative meeting today. However, he plans to attend the legislative meeting next week.*

## 13 UNFINISHED BUSINESS

Resolution #12112 was adopted at this time. See page 6 for details.

Closed meeting to discuss litigation.

Legislature recovenes.

## 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, March 23, 1998 at 4:00 p.m. in the Legislative Assembly Area, Independence, Missouri.*