



Jackson County Missouri

JOURNAL

County Legislature

Jackson County Courthouse
415 East 12th Street, 2nd floor
Kansas City, Missouri 64106
(816)881-3242

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

Monday, August 15, 2005

2:30 PM

Thirty-second Regular Meeting

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

Dan Tarwater, 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, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Bob Spence moved to approve the journal of the previous meeting held on 8/8/2005.
Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

Scott Burnett, County Legislator, gave a draft of the RFQ for evaluation of COMBAT to legislators for their review. He asked legislators to ask any questions at the meeting next week.

Gary Dannaldson, Director of Purchasing, said the target date to release the RFQ is September 6, 2005. He said the non-mandatory pre-submission conference will be held on September 19, 2005 at 11 A.M. in the Kansas City Legislative Assembly Area.

Jim Nunnally, Anti-Drug Program Administrator, said this is a programmatic evaluation to determine whether or not the program has been effective. He said Manuel Perez has been involved in this process.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Resolutions #15602 was adopted at this time. See page 6 for details.

[3649](#) AN ORDINANCE exempting the Prosecuting Attorney's Office, Sheriff's Department and three vacant Park Ranger positions in the Parks and Recreation Department from application and effect of Ordinance #3642 passed by the Legislature on July 11, 2005.
(Finance and Audit Committee - 4th. Perfection)

The Land Use Committee will have a public hearing on Wednesday, August 17, 2005 at 1:00 p.m. at Fleming Hall regarding Ordinance #3653.

[3653](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 14 ± acres from District A (Agricultural) to District RR (Residential Ranchette) District.
(Land Use Committee - 2nd. Perfection)

[3655](#) Health and Justice Committee moved to perfect. Consent Agenda.

[3657](#) Finance and Audit Committee moved to perfect.
Henry C. Rizzo objects to the consent agenda.

[3657](#) Henry C. Rizzo moved to perfect Ordinance #3657. Seconded by Dennis Waits.

The motion passed by a voice vote. (PERFECTED)

[3657](#) Henry C. Rizzo moved to suspend the rules to consider final passage of Ordinance #3657. Seconded by Dennis Waits.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3657](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[15586](#) Land Use Committee moved do pass. Consent Agenda.

[15587](#) Health and Justice Committee moved do pass. Consent Agenda.

[15589](#) Land Use Committee moved do pass. Consent Agenda.

[15590](#) Finance and Audit Committee moved do pass.

Scott Burnett objects to the consent agenda.

[15590](#) Fred Arbanas moved the passage of Resolution #15590, authorizing an increase to the contract with Johnson Controls, Inc., of Lenexa, KS, for the implementation of new energy savings measures at the County facilities on the Independence Courthouse Annex and authorizing the County Executive to execute Change Orders No. 1 in the amount of \$40,763.00 and Change Order No. 2 in the amount of \$37,361.00 at an aggregate additional cost to the County not to exceed \$78,124.00, and a new total cost to the County not to exceed \$5,918,457.00. Seconded by Bob Spence.

Yes: 7 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Eugene Standifer Jr., Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

Abstain: 1 - Scott Burnett

Absent: 1 - Dennis Waits

(ADOPTED)

Henry C. Rizzo, County Legislator, acknowledged former legislative aide Rick Greeno who was attending today's meeting.

[15591](#) Land Use Committee moved do pass. Consent Agenda.

[15592](#) A RESOLUTION expressing the intent of the Legislature that any implementation of any deferred compensation plan or future enhancement of such plan should be made available to all County employees.

(Legislature As A Whole - 1st. Meeting)

Bob Spence, County Legislator, asked Troy Thomas, Chief Financial Officer, to give an estimate of the possible cost regarding Resolution #15592 at next week's legislative meeting.

9 CONSENT AGENDA

[3655](#) AN ORDINANCE appropriating \$53,066.00 from the unappropriated surplus of the 2005 Grant Fund in acceptance of a grant awarded to the Family Court Division by the Health Care Foundation of Greater Kansas City to supplement the Child Protection Center program.

(PERFECTED)

[3657](#) AN ORDINANCE appropriating \$26,857,984.00 from the unappropriated surplus of the 2005 Public Building Corporation Capital Projects Fund to make proceeds of the 2005 bond issue available for capital improvements, transferring funds within the 2005 General Fund, Park Fund, Special Road and Bridge Fund, Assessment Reimbursement Fund, and County Urban Road System Fund for debt service payments, and appropriating \$839,325.00 from the unappropriated surplus of the Public Building Corporation Debt Service Fund to provide for debt service costs of the 2005 bond issue.

(ADOPTED)

[15586](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of plumbing service for use by various County departments to Rodriguez Mechanical Contractors, Inc., of Kansas City, KS, under the terms and conditions of Invitation to Bid No. 18-05.

(ADOPTED)

[15587](#) A RESOLUTION awarding a twenty-four (24) month term and supply contract for maintenance on non-Motorola radios for use by the Sheriff's department to K.C. Wireless of Independence, MO, under the terms and conditions of Electronic Solicitation No. BB200518.

(ADOPTED)

[15589](#) A RESOLUTION authorizing the County Executive to execute a modification to the existing Memorandum of Agreement with the National Park Service, which will extend the effective date to September 30, 2007.

(ADOPTED)

[15591](#) A RESOLUTION authorizing an additional purchase of proprietary golf equipment for resale by the Parks and Recreation Department from Titleist & Foot Joy Worldwide of Fairhaven, MA, in an amount not to exceed \$5,500.00 for a total authorized cost to the County not to exceed \$30,500.00

(ADOPTED)

To perfect Ordinance 3655. To adopt Ordinance 3657. To adopt Resolutions 15586, 15587, 15589, 15591.

Henry C. Rizzo moved the passage of the consent agenda. Seconded by Bob Spence. The motion passed by a roll call vote:

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

Absent: 1 - Dennis Waits

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3658](#) Transferring \$91,446.00 within and appropriating \$365,785.00 from the unappropriated surplus of the 2005 Anti-Drug Sales Tax Fund, to cover the Drug Abatement Response Team (DART) grant for the Prosecuting Attorney's Office funded by the Missouri Department of Public Safety, the transfer of matching funds in the amount of \$91,446.00 in acceptance of said grant from the Missouri Department of Public Safety in the amount of \$274,339.00 at a total cost to the County not to exceed \$365,785.00, and further authorizing the County Executive to execute a Memorandum of Understanding with the City of Kansas City, MO, and the Kansas City Board of Police Commissioners regarding services for the DART program at a cost not to exceed \$91,446.00.

(Anti-Drug Committee)

[3659](#) Appropriating storm water reimbursement grant funds in the amount of \$89,000.00 from the unappropriated surplus of the 2005 Special Road and Bridge Fund and authorizing the County Executive to execute an Agreement with the United States Geological Survey MO Water Science Center for the placement of three stream gauges and three crest stage gauges on Sni-A-Bar Creek.

(Public Works Committee)

[3660](#) Appropriating \$15,000.00 from the unappropriated surplus of the 2005 Grant Fund and authorizing the County Executive to execute an Agreement with the Missouri Department of Transportation's Highway and Safety Division in the acceptance of a grant awarded by the Missouri Department of Transportation's Highway Safety Division.

(Health and Justice Committee)

[3661](#) Appropriating \$18,500.00 from the unappropriated surplus of the 2005 Grant Fund in the acceptance of a grant awarded to the Family Court Division by the Hallmark Cards and the Zimmerman Foundation.

(Health and Justice Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15594](#) Bob Spence moved the passage of Resolution #15594, accepting a conveyance of right-of-way, drainage and temporary construction easements and authorizing payment to the property owners, Carl and Althea Huff, in the total amount of \$60,516.63, for the Colbern Road Phase II Project. Seconded by Rhonda L. Shoemaker.

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

Absent: 1 - Dennis Waits

(ADOPTED)

[15595](#) Dennis Waits moved the passage of Resolution #15595, authorizing the Jackson County Legislature to hold a closed meeting on Monday, August 15, 2005, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under Section 610.021(1) (2) (3) and (14) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. Seconded by Henry C. Rizzo.

Yes: 8 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

No: 1 - Robert A. Stringfield

(ADOPTED)

[15596](#) Authorizing the County Executive to execute an agreement with Boys & Girls Clubs of Greater Kansas City-East Side Unit, to provide funding for Project Learn which focuses on improving academic achievement and commitment to school, at a cost to the County not to exceed \$25,000.00.

(Health and Justice Committee)

[15597](#) Awarding a twelve (12) month term and supply contract for the furnishing of locksmith services and security system equipment and service for County wide use to Kenton Brothers Inc., of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 21-05.

(Finance and Audit Committee)

[15598](#) Bob Spence moved the passage of Resolution #15598, authorizing the County Executive to execute an Agreement with Tri-County Water Authority in conjunction with Colbern Road Phase II and III, Project Numbers 2411 and 2455. Seconded by Rhonda L. Shoemaker.

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

Absent: 1 - Dennis Waits

(ADOPTED)

[15599](#) Awarding a twelve (12) month term and supply contract for the printing and mailing of joint government tax bills, paid tax receipts, and envelopes for use by the Collection Department to Strahm Automation of Kansas City, MO, under the terms and conditions of Electronic Solicitation No. BB200584.

(Finance and Audit Committee)

[15600](#) Awarding a twelve-month term and supply contract for the microfilming of compact disks for use by the Records Department to Casey Associates of Kansas City, MO, under the terms and conditions of Electronic Solicitation No. BB200573.

(Finance and Audit Committee)

[15601](#) Awarding a twelve (12) month term and supply contract for the furnishing of film and photographic supplies for use by various County departments to Laube Imaging Products of Akron, OH; 17th Street Photo Supply of New York, NY; Photographx Unlimited of Kansas City, MO; and JZ Imaging of Willoughby, OH, under the terms and conditions set forth in Electronic Solicitation No. BB200548.

(Finance and Audit Committee)

No dissenting vote to consider Resolutions #15602 and #15603 - not on printed agenda.

[15602](#) Dennis Waits moved the passage of Resolution #15602, honoring the life and works of William O. "Bill" Snyder. Seconded by Scott Burnett.

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

(ADOPTED)

[15603](#) Eugene Standifer Jr. moved the passage of Resolution #15603, honoring the life and works of James I. Threatt. Seconded by Henry C. Rizzo.

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

(ADOPTED)

[15604](#) Congratulating the Buckner Cyclones Baseball Team upon winning the USSSA AAA 12 year old Missouri State Championship Title in 2005.

(Legislature As A Whole)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Henry C. Rizzo said in his opinion the Sports Authority should take the lead in the negotiations with the Chiefs and the Royals. He suggested that Jackson County contact the Chamber of Commerce and ask the Chairman of the Legislature to appoint a committee with chamber members to help negotiate terms of the agreement to put before the public for a vote.

Dennis Waits, County Legislator, said the County Executive has been on top of the issue. To date, Jackson County has not received firm numbers from the Royals. He feels the County Executive should go forth with the negotiations as has been done in the past. The County Legislature should be involved with the County Executive or Chairman of the Legislature. He said the voters need to be educated but definite dollar figures are needed from both teams. He feels the leadership should be either from the County Executive or the Chairman of the County Legislature.

Dan Tarwater, Chairman, said the County Legislature will make the ultimate decision regarding the teams/stadiums.

Henry C. Rizzo said he has done research and the City of Kansas City, Missouri has been successful in passing bond issues because of strong citizen panels behind each issue. He believes the Sports Authority, County Executive and County Legislature each have a role to play in this process.

Dennis Waits said he visited with Rich Hastings, a member of the Sports Authority, and he thinks it would be beneficial to include him in the discussions. He said all parties need to be involved in educating the public.

Henry C. Rizzo said according to Missouri State Statute the Sports Authority negotiates the contracts with the teams.

Dennis Waits said historically it has been done by the County Executive.

Dan Tarwater said in the past, negotiations included the County Executive, the County Legislature and the Chairman of the Sports Authority.

14 NEW BUSINESS

Ken Evans, Public Information Officer, asked Chris Williams, Director of Collections to distribute a copy of Senate Bill 420 to the legislators. He said the bill has an effective date of August 28, 2005. He explained that in order to comply with the bill, it will be necessary to take down the County Recorder's database and the tax search database (ASCEND). He said Jackson County asked the Governor to veto the bill but their request was denied. The Governor agreed that this portion of the bill is problematic and he said he would ask the State Legislature to fix it. Mr. Evans explained that it will be hard to manage this job as the bill is currently written but the bill may be altered in a special session of the Legislature.

Bob Spence, County Legislator, said the fix will mean redaction of information. He asked if Jackson County recommended a solution to the Governor.

Ken Evans said they are currently working on a solution but have not heard what the Governor or Legislature will do regarding the language of the legislation. Jackson County would like county government to be exempt. He explained that the County does not require social security numbers for anything.

Dan Tarwater asked Ken Evans to update the legislators on what the County's lobbyist is doing to resolve this issue.

Ken Evans explained that they were not aware of this legislation until the last minute which is why it was not addressed in a timely manner.

Resolution #15595 was adopted at this time. See page 5 for details.

Legislature goes into closed session.

Legislature reconvenes.

15 ADJOURNMENT

Bob Spence moved to adjourn the meeting. Seconded by Eugene Standifer Jr..

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, August 22, 2005 at 2:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.