



# 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)*

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**Monday, November 7, 2005**

**3:30 PM**

**Forty-Fourth regular Meeting**

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

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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 10/31/2005.  
Seconded by Eugene Standifer Jr..

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

**(APPROVED)**

**4 HEARINGS**

*None.*

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

*Dan Tarwater, Chairman, recognized Senator Charles Wheeler, who was in the audience.*

*Senator Wheeler said Truman Medical Center was being featured today and wanted to add that the renovation of the old General Hospital and the construction of the new medical school is a great accomplishment in Jackson County history and that he is delighted to be here for this special occasion.*

*Resolution #15680 was adopted at this time. See page 6 for details.*

*Resolution #15681 was adopted at this time. See page 6 for details.*

*Katheryn Shields, County Executive, thanked those Legislators who attended the rededication of the Courthouse in Kansas City. She also thanked them for the support given to her administration so this beautiful historic building could be preserved. The building opened in 1934 and was a beautiful example of art deco with classical illusions connected to it. When she came into office in 1995, the building was pretty "used up." Water was seeping into the limestone, the windows had 50% air penetration, the north plaza had begun to sink and the only handicap entrance was through the garage. There were many things that needed to be done to preserve this building and make it function well for the citizens for another 70 years. All of these things have been accomplished with the help of the Legislature.*

*Dan Tarwater said that the whole courthouse looks great and congratulated Katheryn on doing a great job.*

*Fred Arbanas, County Legislator, thanked the County Executive for her hard work on this project and said she did a tremendous job of explaining to the Legislature the problems with the building.*

*Dan Tarwater presented a 20 year service pin to Clarice B. Smith, an employee in the Collections Department.*

*Dan Tarwater presented a 25 year service pin to Roselyn Morello, an employee in the Assessment Department.*

## 6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3700](#)

Health and Justice Committee moved to perfect.

*Rhonda L. Shoemaker objects to the consent agenda.*

[3700](#)

Rhonda L. Shoemaker moved to perfect Ordinance #3700. Seconded by Dennis Waits.

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

(PERFECTED)

[3700](#)

Rhonda L. Shoemaker moved to suspend the rules to consider final passage of Ordinance #3700. Seconded by Dennis Waits.

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

(APPROVED)

*Consent Agenda. See Final Passage of Proposed Ordinances.*

[3701](#)

Health and Justice Committee moved to perfect.

*Rhonda L. Shoemaker objects to the consent agenda.*

[3701](#)

Rhonda L. Shoemaker moved to perfect Ordinance #3701. Seconded by Dennis Waits.

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

(PERFECTED)

[3701](#)

Rhonda L. Shoemaker moved to suspend the rules to consider final passage of Ordinance #3701. Seconded by Dennis Waits.

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

(APPROVED)

*Consent Agenda. See Final Passage of Proposed Ordinances.*

- [3702](#) Health and Justice Committee moved to perfect.  
*Rhonda L. Shoemaker objects to the consent agenda.*
- [3702](#) Rhonda L. Shoemaker moved to perfect Ordinance #3702. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [3702](#) Rhonda L. Shoemaker moved to suspend the rules to consider final passage of Ordinance #3702. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [3703](#) Health and Justice Committee moved to perfect.  
*Rhonda L. Shoemaker objects to the consent agenda.*
- [3703](#) Rhonda L. Shoemaker moved to perfect Ordinance #3703. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [3703](#) Rhonda L. Shoemaker moved to suspend the rules to consider final passage of Ordinance #3703. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [3704](#) Anti-Drug Committee moved to perfect. Consent Agenda.

**7 FINAL PASSAGE OF PROPOSED ORDINANCES**

- [3697](#) Consent Agenda.
- [3698](#) Consent Agenda.
- [3700](#) Consent Agenda.
- [3701](#) Consent Agenda.
- [3702](#) Consent Agenda.
- [3703](#) Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**

[15656](#) Health and Justice Committee moved do pass. Consent Agenda.

[15665](#) A RESOLUTION transferring \$962,145.00 within the 2005 General Fund and \$135,000.00 within the 2005 Anti Drug Sales Tax Fund to provide an aggregate total of \$1,097,145.00 as additional funding to cover the cost of overtime required for the operation of the Jackson County Detention Center.

*(Health and Justice Committee - 3rd. Meeting)*

[15674](#) Anti-Drug Committee moved do pass. Consent Agenda.

[15675](#) Anti-Drug Committee moved do pass. Consent Agenda.

**9 CONSENT AGENDA**

[3704](#) AN ORDINANCE appropriating \$1,032,422.00 from the unappropriated surplus of the 2005 Anti-Drug Sales Tax Fund in acceptance of the 2005 Byrne Justice Assistance (JAG) Grant from the U. S. Department of Justice for law enforcement purposes wherein the County is the designated fiscal agent and authorizing the County Executive to execute Cooperative Agreements pursuant to the term of the grant award with the Cities of Blue Springs, Grandview, Independence, Kansas City and Raytown for the County's distribution of the grant award proceeds.

(PERFECTED)

[3697](#) AN ORDINANCE amending Chapter 12, Jackson County Code, 1984, to create one new section to be known as 1206.3, relating to records retention and open records for the purpose of establishing a fee schedule for use by the Geographic Information Systems Department for reproductions of its mapping documents.

(ADOPTED)

[3698](#) AN ORDINANCE appropriating \$8,400.00 from the unappropriated surplus of the 2005 Grant Fund in acceptance of a grant from the Missouri Highway and Transportation Commission (MHTC) for increased road patrol by the Sheriff's Office targeting alcohol-impaired drivers and authorizing the County Executive to execute an Agreement with the Missouri Highway and Transportation Commission.

(ADOPTED)

[3700](#) AN ORDINANCE appropriating \$30,000.00 from the unappropriated surplus of the 2005 Grant Fund and authorizing the County Executive to execute a Cooperative Agreement with the Missouri Department of Transportation - Office of Highway Safety in acceptance of a grant award of \$30,000.00 for the use of the Sheriff's Office.

(ADOPTED)

[3701](#) AN ORDINANCE appropriating \$15,000.00 from the unappropriated surplus of the 2005 Grant Fund in acceptance of the DWI Enforcement grant received from the Missouri Department of Transportation - Office of Highway Safety, and authorizing the County Executive to execute an Agreement with the Missouri Department of Transportation - Office of Highway Safety.

(ADOPTED)

[3702](#) AN ORDINANCE appropriating \$18,000.00 from the unappropriated surplus of the 2005 Grant Fund, transferring \$1,500.00 within the 2005 Special Road & Bridge Fund as a local match to the grant and authorizing the County Executive to execute a Cooperative Agreement with the Missouri Department of Transportation - Office of Highway Safety in acceptance of a Sobriety Checkpoint grant award of \$16,500.00 for a grant project total of \$18,000.00.

(ADOPTED)

[3703](#) AN ORDINANCE appropriating \$15,000.00 from the unappropriated surplus of the 2005 Grant Fund and authorizing the County Executive to execute a Contract with the Missouri Department of Transportation's Highway and Safety Division in the acceptance of a grant awarded for the Sheriff's Office Youth Alcohol Project.

(ADOPTED)

[15656](#) A RESOLUTION transferring \$48,750.00 within the 2005 Health Fund and authorizing the County Executive to execute an Agreement with Kansas City Free Health Clinic as the successor administrative coordinator for the use of \$48,750.00 from the 2005 Health Fund for health-related services for Jackson County residents.

(ADOPTED)

[15674](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with Children's Mercy Hospital for the continuation of the Team for Infants Endangered by Substance Abuse (TIES) program, at a cost to the County not to exceed \$75,000.00.

(ADOPTED)

[15675](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with Jackson County Court Appointed Special Advocates (CASA), to provide Anti-Drug Sales Tax grant match account funds for a grant to CASA from the Greater Kansas City Community Foundation at a cost to the County not to exceed \$25,000.00.

(ADOPTED)

To perfect Ordinance 3704. To adopt Ordinances 3697, 3698, 3700, 3701, 3702, 3703.  
To adopt Resolutions 15656, 15674, 15675.

Henry C. Rizzo moved the passage of the consent agenda. Seconded by Dennis Waits.  
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, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

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

*The Land Use Committee will have a public hearing on Wednesday, November 30, 2005 at 1:00 p.m. at Fleming Hall regarding Ordinances #3705 and #3706.*

[3705](#) Amending the zoning districts established by the Unified Development Code by rezoning a certain 10 ± acres from District A (Agricultural) to District RR (Residential Ranchette).

*(Land Use Committee)*

[3706](#) Amending the zoning districts established by the Unified Development Code by rezoning a certain 9 ± acres from District A (Agricultural) to District RE (Residential Estates) for a three-lot residential subdivision.

*(Land Use Committee)*

[3707](#) Repealing Sections 730., 730.1., 730.2., 730.3., 730.4., 730.5., 730.6., 730.7., Jackson County Code, 1984, relating to residency of county employees.

*(Legislature As A Whole)*

[3708](#) Enabling the County to provide funds to volunteer organizations assisting with the Christmas in the Park program by supplying staff for nightly collections and authorizing the County Executive to execute agreements with certain organizations to provide these services in connection with the 2005 Christmas in the Park event, at a cost to the County not to exceed \$39,000.00.

*(Land Use Committee)*

[3709](#) Enacting sections 5567., 5567.1, 5567.2, Jackson County Code, 1984, relating to a prohibition on smoking on the exterior premises of County property located at 415 E. 12th Street, Kansas City, MO except for a designated smoking pavilion.

*(Health and Justice Committee)*

[3710](#) Amending Chapter 50 of the Jackson County Code, 1984, relating to the allowance of easements through Jackson County Parks, with a penalty provision by enacting six (6) new sections to be known as Sections 5099., 5099.1, 5099.2, 5099.3, 5099.4 and 5099.5.

*(Land Use Committee)*

*No dissenting vote to consider Ordinance #3711 - not on printed agenda.*

[3711](#) Henry C. Rizzo moved to perfect Ordinance #3711. Seconded by Dennis Waits.

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

**(PERFECTED)**

[3711](#) Henry C. Rizzo moved to suspend the rules to consider final passage of Ordinance #3711. Seconded by Dennis Waits.

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

**(APPROVED)**

[3711](#) Henry C. Rizzo moved the passage of Ordinance #3711 as perfected, authorizing a change to terms of the endowment provisions for the Jackson County Warmth and Light Inner City Trust Fund and authorizing the Foundation to disburse the trust fund balance for the use of the program of United Inner City Services. Seconded by Dennis Waits.

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

Absent: 1 - Rhonda L. Shoemaker

(ADOPTED)

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15679](#) Commending Charline Harrison-Rainey and the residents of Parade Park Homes for standing up to crime and violence in the community.

*(Legislature As A Whole)*

[15680](#) Fred Arbanas moved the passage of Resolution #15680, congratulating Truman Medical Center on being named one of the top five quality hospitals in the nation. Seconded by Dennis Waits.

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)

[15681](#) Dennis Waits moved the passage of Resolution #15681, honoring John W. Bluford for his outstanding service at Truman Medical Center for the past six (6) years. 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)

[15682](#) Authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with Adult Basic Education, at a cost to the County not to exceed \$11,500.00.

*(Health and Justice Committee)*

[15683](#) Bob Spence moved the passage of Resolution #15683, authorizing the purchase of a parcel of land, Project Tract No. 85-33, through the City of Kansas City, MO, CURS account in conjunction with the 85th and Troost Project # 2407 in Kansas City, MO at a cost to the County not to exceed \$233,288.00. Seconded by Dennis Waits.

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

Absent: 1 - Rhonda L. Shoemaker

(ADOPTED)

*Scott Burnett, County Legislator, announced that Stroud's South will be closing on November 30, 2005.*

[15684](#) Bob Spence moved the passage of Resolution #15684, authorizing the County Executive to execute Change Order No. 1 with Ideker, Inc., of St. Joseph, MO, for the construction of Colbern Road Phase II, Project No. 2411 in an amount not to exceed \$54,600.00. Seconded by Dennis Waits.

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

(ADOPTED)

[15685](#) Amending Rule 6 of the Rules of the Jackson County Legislature.

*(Finance and Audit Committee)*

*Robert A. Stringfield, County Legislator, made comments regarding Resolution #15686.*

[15686](#) Robert A. Stringfield moved to adopt Resolution #15686 as amended, authorizing the Chairman of the Legislature to execute an Agreement with Jean Maneke and The Maneke Law Group for the position of Legal Advisor to the County Legislature. Seconded by Dennis Waits.

Yes: 1 - Robert A. Stringfield  
No: 2 - Fred Arbanas and Scott Burnett  
Abstain: 5 - Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Dan Tarwater and Bob Spence  
Absent: 1 - Rhonda L. Shoemaker

(FAILED)

*Robert A. Stringfield proposed the floor amendment of 11/7/05, that \$4,000 would be taken from Legislator Stringfield's budget, that Ms. Maneke would report to Robert A. Stringfield, and that the retainer would be paid to Ms. Maneke.*

[15687](#) Awarding a contract for the furnishing of HVAC renovation at various Jackson County locations for use by the Facilities Management Department to U.S. Engineering of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 30-05, at a cost to the County not to exceed \$2,977,902.00 and authorizing the County Executive to execute change orders in an amount not to exceed \$297,790.00 for a total amount not to exceed \$3,275,692.00.

*(Finance and Audit Committee)*

[15688](#) Awarding a twelve (12) month term and supply contract for the furnishing of rock salt for use by the Road & Bridge Division of the Public Works Department to Cargill Inc., of North Olmstead, OH, under the terms and conditions of Invitation to Bid No. BB200587.

*(Public Works Committee)*



[15689](#) transferring \$20,000.00 within the 2005 Special Road and Bridge Fund to cover the cost of the purchase of software equipment for use by the Sheriff's Office.

*(Health and Justice Committee)*

*No dissenting vote to consider Resolution #15690 - not on printed agenda.*

[15690](#) Eugene Standifer Jr. moved the passage of Resolution #15690, welcoming Victor Hogstrom to Kansas City and KCPT Channel 19. Seconded by Scott Burnett.  
Yes: 7 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dan Tarwater and Bob Spence  
Absent: 2 - Dennis Waits and Rhonda L. Shoemaker

(ADOPTED)

## 12 COUNTY EXECUTIVE ORDERS

[05-25](#) Pursuant to Art. IV, §11 of the Constitutional Home Rule Charter of Jackson County, there is hereby created the Department of Recorder of Deeds, which shall perform all functions formerly performed by the Department of Records, which is hereby abolished. All duties heretofore assigned to the Director of Records are now assigned to the Recorder of Deeds, pursuant to all provisions of Executive Order 04-15. I hereby appoint Robert T. Kelly to serve as the Recorder of Deeds. This position will remain a director level position.

## 13 UNFINISHED BUSINESS

None.

## 14 NEW BUSINESS

None.

## 15 ADJOURNMENT

Henry C. Rizzo moved to adjourn the meeting. Seconded by Eugene Standifer Jr..

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

(APPROVED)

*Meeting adjourned until Monday, November 14, 2005 at 2:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.*