



# 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, February 14, 2005**

**2:30 PM**

**Seventh Regular Meeting**

**Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers**

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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, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence  
Absent: Fred Arbanas and Scott Burnett

**2 THE PLEDGE OF ALLEGIANCE**

Recited.

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

Dennis Waits moved to approve the journal of the previous meeting held on 2/7/2005.  
Seconded by Bob Spence.

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

**(APPROVED)**

**4 HEARINGS**

*None.*

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

*None.*

*Tom Phillips, Sheriff, gave an update on the conceal and carry process. He said the first day was busy with 55 applicants. There were 182 applicants for the week. The average is 30 per day. They estimate that this will continue for the next couple of months. He said the overtime and money has been sufficient so far. He said a few have been turned away because they did not have the proper paperwork, otherwise, it has been running smooth.*

*Henry C. Rizzo, County Legislator, asked if the applicants already own firearms because he understood that a person cannot get a permit and right to carry all on the same day.*

Tom Phillips said there is a seven day grace period on a permit to transfer and then on the permit to carry the department has up to 45 days to perform a record check. He said applicants will need to return after the record checks are complete. He said they are conducting the record checks on the Automated Fingerprint Identification System. The Highway Patrol already has the information since it is computerized. So it usually takes approximately a week or two to get the information back. If the application and fingerprint cards need to be mailed in, it can take between six to eight weeks. He explained that whether or not they get a record check back, within 45 days his department still must issue the permit.

Henry C. Rizzo asked if there are any questions on the application asking how many guns they have at the present time.

Tom Phillip said there is not a question to ask how many guns an applicant owns. He said the permit is good for any gun as long as it is licensed.

## 6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3596](#) Land Use Committee moved to perfect.

*Bob Spence objects to the consent agenda.*

[3596](#) Bob Spence moved to perfect Ordinance #3596. Seconded by Dennis Waits.

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

[3596](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3596. Seconded by Dennis Waits.

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

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

[3597](#) Land Use Committee moved to perfect.

*Bob Spence objects to the consent agenda.*

[3597](#) Bob Spence moved to perfect the Land Use Committee Substitute of 2/11/2005. Seconded by Dennis Waits.

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

[3597](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3597. Seconded by Dennis Waits.

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

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

[3598](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 12 ± acres from District A (Agricultural) to District RE (Residential Estates).

*(Land Use Committee - 3rd. Perfection)*

[3600](#) Finance and Audit Committee moved to perfect. Consent Agenda.

[3601](#) AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of ten (10) years to continue operation of a private aviation field on seventy (70) ± acres, subject to conditions.

*(Land Use Committee - 1st. Perfection)*

[3602](#) AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) in perpetuity for a family cemetery on a 1,500 ± square foot tract of land, subject to conditions.

*(Land Use Committee - 1st. Perfection)*

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3596](#) Consent Agenda.

[3597](#) Consent Agenda.

[3599](#) Consent Agenda.

## 8 RESOLUTIONS IN COMMITTEE

[15365](#) Dennis Waits moved the passage of Resolution #15365, authorizing the settlement of the claim of Kelli Hemstock for alleged violations of title 7 to the Civil Rights Act of 1964 and authorizing the Chief Financial Officer to settle the claim for payment in the amount of \$120,000.00. Seconded by Eugene Standifer Jr..

Yes: 7 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence  
Absent: 2 - Fred Arbanas and Scott Burnett

(ADOPTED)

*Resolution #15365 was also adopted during closed session of the County Legislature on Monday, January 24, 2005.*

*Resolution #15386 was adopted at this time. See page 6 for details.*

[15371](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15372](#) Land Use Committee moved do pass. Consent Agenda.

[15374](#) A RESOLUTION authorizing the purchase of one (1) 2005 Ford Escape from Shawnee Mission Ford of Shawnee, KS for use by the Public Works Department under the terms and conditions set forth in Mid-America Council of Public Purchasing (MACPP) Cooperative Fleet Bid by the City of Overland Park, KS at a cost to the County not to exceed \$19,432.00.

*(Public Works Committee - 1st. Meeting)*

[15375](#) Land Use Committee moved do pass. Consent Agenda.

[15376](#) Finance and Audit Committee moved do pass. Consent Agenda.

**9 CONSENT AGENDA**

- [3600](#) AN ORDINANCE enacting Chapter 12, Jackson County Code, 1984, relating to records retention and open records, consisting of eight sections.  
(PERFECTED)
- [3596](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 45.4 ± acres from District A (Agricultural) to District RE (Residential Estates) and approving the preliminary plat "Windmill Ridge" creating a thirteen (13) lot residential subdivision.  
(ADOPTED)
- [3597](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 18.5 ± acres from District A (Agricultural) to District RR (Residential Ranchette).  
(ADOPTED)
- [3599](#) AN ORDINANCE appropriating \$10,000.00 from the unappropriated surplus of the 2005 Grant Fund to enable the acceptance of a grant awarded to the Family Court Division by the National Children's Alliance for the Family Court's Child Protection Center for contractual expenses needed for the program from January 1, 2005 through December 31, 2005.  
(ADOPTED)
- [15371](#) A RESOLUTION awarding of a twelve (12) month term and supply contract for the furnishing of scanning service for use by the Collections Department to Document Automation Development of Overland Park, KS under the terms and conditions of Electronic Solicitation No. BB20053. This award is made on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriations.  
(ADOPTED)
- [15372](#) A RESOLUTION authorizing the County Executive to enter into an agreement with the Soil and Water Conservation District of Jackson County to provide education and information on soil and water conservation at a cost not to exceed \$19,092.00.  
(ADOPTED)
- [15375](#) A RESOLUTION authorizing and directing the Office of the County Counselor to institute condemnation proceedings on certain tracts of land required for the purpose of widening Colbern Road between Todd George Road to Cyclone School Road Project No 2411.  
(ADOPTED)

[15376](#) A RESOLUTION authorizing the County Executive to execute an Addendum to the Software License and Use Agreement with Eden Systems Inc. of Seattle Washington, a division of Tyler Technologies Inc., for an upgrade of the County's Financial Information System for use by the Finance Department in an amount not to exceed \$63,525.00.

(ADOPTED)

To perfect Ordinance 3600. To adopt Ordinances 3596, 3597, 3599. To adopt Resolutions 15371, 15372, 15375, 15376.

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

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

Absent: 2 - Fred Arbanas and Scott Burnett

## 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3603](#) Appropriating \$55,051.00 from the unappropriated surplus of the 2005 Grant Fund and authorizing the County Executive to execute an extension for an additional six months to the contract awarded to the Family Court Division of the Circuit Court of Jackson County pursuant to a grant from the Missouri Children's Division for the Family-Centered Out-of-Home Care Pilot Project.

*(Health and Justice Committee)*

[3604](#) Repealing section 1136.1, Jackson County Code, 1984, relating to the sale of property owned by Jackson County and enacting, in lieu thereof, a new section relating to the same subject.

*(Finance and Audit Committee)*

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15378](#) Authorizing the purchase of resale items for the marina operations in the Parks and Recreation Department from Sportsman Supply of St. Clair, MO, at a total aggregate amount not to exceed \$ 21,500.00.

*(Land Use Committee)*

[15379](#) Awarding an eleven (11) month term and supply contract for the furnishing of tires and related services for use by the Department of Public Works and the Parks and Recreation Department to Wingfoot Commercial Tire Systems LLC of Kansas City, MO under the terms and conditions of an existing City of Kansas City, MO government contract. This award is based on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Public Works Committee)*

[15380](#) Awarding of twelve (12) month term and supply contract for the furnishing of John Deere industrial equipment, replacement parts, and related services for use by the Department of Public Works and the Parks and Recreation Department to Murphy Tractor and Equipment of Kansas City, MO, under the terms and conditions of an existing government contract of the City of Kansas City, MO (Contract No. PA-4233). This award is based on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Public Works Committee)*

[15381](#) Awarding a ten (10) month term and supply contract for the furnishing of environmental services for use by Facilities Management and the Parks and Recreation Departments to Kingston Environmental Services, Inc., of Kansas City, MO under the terms and conditions of an existing government contract of the City of Kansas City, MO. This award is based on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Land Use Committee)*

[15382](#) Awarding a twelve (12) month term and supply contract for the furnishing of fire extinguisher inspection, maintenance, and replacement services for County-wide use to Keller Fire & Safety Inc., of Kansas City, KS under the terms and conditions of an existing government contract of the City of Kansas City, MO. This award is based on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Finance and Audit Committee)*

[15383](#) Awarding a twelve (12) month term and supply contract for the furnishing of carpentry and construction services for use by various County departments to Brunn-Ulmer Construction Co., of Kansas City, KS, under the terms and conditions of Invitation to Bid No. 64-04. This award is based on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Finance and Audit Committee)*

[15384](#) Awarding twelve (12) month term and supply contracts for the furnishing of fuel dispensing equipment, parts, and related services for use by the Parks and Recreation Department and the Sheriff's Department to P.E.I. (Petroleum Equipment, Inc.) of Kansas City, MO, and P.B. Hoidale, Inc., of Overland Park, KS, under the terms and conditions of Electronic Solicitation No. BB200493. This award is made on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Land Use Committee)*

[15385](#) Awarding twelve (12) month term and supply contracts for the furnishing of chemicals and fertilizers for use by the Parks and Recreation Department to Floratine Midwest of Raymore, MO, Helena Chemical of Lenexa, KS, BWI Companies of Kansas City of Lenexa, KS, and Grass Pad, Inc., of Olathe, KS, under the terms and conditions of Electronic Solicitation No. BB200494. This award is made on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Land Use Committee)*

[15386](#) Bob Spence moved the passage of Resolution #15386, congratulating Hubert D. Lau, son of Vincent and Janine Lau, of Lee's Summit North High School on winning merit awards in both classical piano and violin in the National Foundation for the Advancement in the Arts sponsored competition. Seconded by Dennis Waits.

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

Absent: 2 - Fred Arbanas and Scott Burnett

(ADOPTED)

[15387](#) Awarding twelve month (12) term and supply contracts for the furnishing of pesticides for use by the Parks and Recreation Department to Vegetation Management Supply Inc., of Kansas City, KS, Helena Chemical of Lenexa, KS, and Grass Pad, Inc., of Olathe, KS, under the terms and conditions of Electronic Solicitation No. BB200495. This award is made on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Land Use Committee)*

[15388](#) Awarding twelve (12) month term and supply contracts for the furnishing of paint and painting supplies for use by various County departments to Kwal Paint of Grandview, MO, and Sherwin Williams Co., of Kansas City, MO, under the terms and conditions of Invitation to Bid No. BB200475. This award is based on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Finance and Audit Committee)*

[15389](#) Awarding a twelve (12) month term and supply contract for the furnishing of maintenance and miscellaneous telephone repair services and equipment for the Telrad Phone System for use by the Parks and Recreation Department to Allegiant Telecom of Lenexa, KS, as a sole source purchase. This award is based on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Land Use Committee)*



[15390](#)

Awarding a twelve (12) month term and supply contract for the furnishing of rental equipment for use by the Parks and Recreation Department to All Seasons Party Rental of Grandview, MO, under the terms and conditions of Invitation to Bid No. 58-04. This award is based on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

*(Land Use Committee)*

**12 COUNTY EXECUTIVE ORDERS**

*None.*

**13 UNFINISHED BUSINESS**

*None.*

**14 NEW BUSINESS**

*None.*

**15 ADJOURNMENT**

Dennis Waits moved to adjourn the meeting. Seconded by Henry C. Rizzo.

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

**(APPROVED)**

*Meeting adjourned until TUESDAY, February 22, 2005 at 2:30 p.m. in the Legislative Assembly Area, Kansas City, Missouri.*