



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

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

Monday, June 23, 2003

3:30 PM

Twenty-Third Regular Meeting

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

Dennis Waits, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits, Dennis Waits, 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 6/16/2003.
Seconded by Robert A. Stringfield.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, reported that the County's annual party at Lake Jacomo, Lake Fest, was a great success. Courtyard by Marriott was the main corporate sponsor for this event. She thanked the Jackson County Parks and Recreation staff for helping Jackson County show off its wonderful resources in this world-class parks system.

Tom Phillips, Jackson County Sheriff, was present to speak about the sobriety check conducted on 50 Highway and patrol cars parked at the downtown Kansas City courthouse.

Sheriff Phillips said that since September 11th, patrol cars are now parked around the courthouse for added security. The cars also contain equipment necessary for emergency situations. He reported that there are 10 deputies on duty at the Kansas City Courthouse, 4 deputies at the Independence Courthouse and 1 deputy at the Juvenile Justice Center. Sheriff cars are also parked when the deputies are attending court. He said there is no space in the downtown courthouse to store deputy equipment.

Dennis Waits asked if there was space on 7M.

Sheriff Phillips responded that there was no space left on the 7th floor. He added that an armory locker was needed.

Katheryn Shields, County Executive, said there is space under the stairs on the ground floor which would be close to the offices of the Sheriff.

Henry Rizzo, County Legislator, said he thinks the visibility of the patrol cars is good and also a deterrent to problems. He also agrees that space is needed in the building to store equipment.

Sheriff Phillips said the Sheriff's Department conducted a sobriety checkpoint on Memorial Day on 50 Highway at Lone Jack, along with 9 agencies and 50-60 officers. The Division of Highway Safety contacted the Sheriff's Department because Jackson County leads the State in alcohol related accidents and has done so for the last 2 years, which averages 4 accidents per day. They wanted Jackson County to form a traffic safety task force, which the department has done. The task force has been doing monthly sobriety checks. His department chose Memorial Day because of lake traffic coming back on 50 Highway and because it is a busy area. When choosing a sobriety checkpoint, staff tries to locate areas where there is high incident of traffic where there is impaired driving. The Sheriff's Department checked 2,286 cars in a 4 hour period. There was a 45 minute - 1 hour delay with a 2 mile backup. As a result, there were 7 arrests for Driving While Intoxicated, 4 incidents of driving with revoked or suspended license, 1 incident of permitting an unlicensed driver to drive, 1 incident of driving without an operator license, 1 incident of a drug related case, and 14 warrant arrests. So the department had a very productive evening.

Bob Spence, County Legislator, asked what is the payoff.

Sheriff Phillips said unless you are a victim of drunk driving, he is not sure you can put a price on a life. He said there are over 3,400 alcohol related accidents per year in Jackson County alone with over 17,000 killed each year. He feels that preventing one fatality is worth it.

Ronald E. Finley, County Legislator, said the number of arrests were not reported accurately by the press in light of the statistics given by the Sheriff's Department. He asked what the Sheriff's Department would be doing for the remaining of the year to address the problem of alcohol related accidents. He asked if patrol cars would be better used on the streets rather than parked around the courthouse. He questioned the efficiency of manpower and equipment.

Sheriff Phillips said the statistics he read were from the press release from the Sheriff's Department and he does not know why it wasn't reported correctly.

Robert A. Stringfield, County Legislator, asked how far back cars were deterred.

Sheriff Phillips said there was a 2 mile backup but proper signage was posted to alert motorists. He said spotters noticed drivers switching seats with passengers while waiting in line. He said sobriety checkpoints are sent out as press releases prior to conducting

them with the date and time, but no location.

Scott Burnett, County Legislator, asked if the Sheriff's Department would send the press releases electronically to the County Legislators.

Sheriff Phillips agreed to do so.

Henry Rizzo said if one drunk driver was arrested he would consider it a success. He said perhaps the ways and means are not the best but the County Legislature needs to work with the Sheriff's Department to devise a plan.

Sheriff Phillips said the sole reason the traffic safety force was formed, consisting of all the agencies in eastern Jackson County, including the Jackson County Sheriff's Department was part of the master plan. The Sheriff has also applied for a grant with the Division of Highway Safety for a specific dedicated traffic unit of 4 deputies and a sergeant, which would work only with traffic.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3373](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the consent agenda.

[3373](#) Fred Arbanas moved to perfect Ordinance #3373. Seconded by Bob Spence.

The motion passed by a voice vote. (PERFECTED)

[3373](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3373. Seconded by Bob Spence.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3374](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the consent agenda.

[3374](#) Fred Arbanas moved to perfect Ordinance #3374. Seconded by Bob Spence.

The motion passed by a voice vote. (PERFECTED)

[3374](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3374. Seconded by Bob Spence.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3373](#) Consent Agenda.

[3374](#) Consent Agenda.

[3376](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[14620](#) Land Use Committee moved do pass. Consent Agenda.

[14634](#) Public Works Committee moved do pass. Consent Agenda.

[14636](#) Finance and Audit Committee moved do pass. Consent Agenda.

[14637](#) Land Use Committee moved do pass. Consent Agenda.

[14638](#) Finance and Audit Committee moved do pass. Consent Agenda.

[14640](#) A RESOLUTION authorizing the County Executive to execute an Agreement with Swope Parkway Health Center in the amount of \$143,750.00, to provide substance abuse treatment and mental health programs for clients of the Jackson County Mental Health Court.

(Anti-Drug Committee - 1st. Meeting)

9 CONSENT AGENDA

[3373](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from District B (Two-Family Dwelling) to LI-p (Light Industrial - Planned Development) a certain 8.4 ± acre tract.

(ADOPTED)

[3374](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 28 ± acre tract, and approving the preliminary plat "Truman Estates 2nd Plat," creating a five-lot residential subdivision.

(ADOPTED)

[3376](#) AN ORDINANCE transferring \$10,061.00 within the 2003 General Fund and appropriating \$58,061.00 from the unappropriated surplus of the 2003 Grant Fund to cover the Prevention and Prosecution of Sexual Assault in Jackson County Grant for the Prosecuting Attorney's office funded by the Missouri Department of Public Safety.

(ADOPTED)

[14620](#) A RESOLUTION authorizing an increase to the contract with Aquila of Kansas City, MO, for the purchase of an additional transformer at the Fred Arbanas Golf Course, in the actual amount of \$5,510.00.

(ADOPTED)

[14634](#) A RESOLUTION awarding a contract on Electronic Solicitation No. BB200351 for the purchase of (1) one SCAG STT61A-27KA tractor mower for use by the Road & Bridge Division of the Public Works Department to C & L Sales of Higginsville, MO, in the amount of \$6,820.00.

(ADOPTED)

[14636](#) A RESOLUTION awarding a twelve-month term and supply contract on Bid 22-03 for the furnishing of emergency sewer repair service and public sewer, storm sewer & culvert cleanout service for use by various departments to Reddi Root'r Inc., of Shawnee, KS, in the estimated amount of \$6,000.00.

(ADOPTED)

[14637](#) A RESOLUTION awarding a contract to extend primary service and set a transformer for future metered electrical service for the Longview Campground for use by the Parks and Recreation Department to Aquila of Kansas City, MO, at an actual cost to the County of \$6,059.00, as a sole source purchase.

(ADOPTED)

[14638](#) A RESOLUTION awarding a term and supply contract on Electronic Solicitation No. BB200360 for the furnishing of office supplies and equipment for use county-wide to Data Essentials of Kansas City, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$305,000.00.

(ADOPTED)

To adopt Ordinances 3373, 3374, 3376. To adopt Resolutions 14620, 14634, 14636, 14637, 14638.

Ronald E. Finley moved the passage of the consent agenda. Seconded by Scott Burnett. The motion passed by a roll call vote:

Yes: 9 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[14643](#) Fred Arbanas moved the passage of Resolution #14643, confirming the appointment of Crissy Wooderson as Chief Deputy Auditor. Seconded by Robert A. Stringfield.

Yes: 9 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

(ADOPTED)

[14644](#) Approving a ten-month term and supply contract for the furnishing of steel products for use by the Public Works and Parks and Recreation Departments under Bid No. PA-4452, an existing government contract of the City of Kansas City, MO, to Steel Manufacturing & Warehouse Company of Kansas City, MO, in the estimated amount of \$20,000.00.

(Public Works Committee)

[14645](#) Awarding a contract for the maintenance of Novell software for use by the Management Information Systems Department to World Wide Technology of St. Louis, Missouri, under a State of Missouri government contract, at an actual cost to the County of \$65,556.06.

(Finance and Audit Committee)

No dissenting vote to consider Resolution #14646 - not on printed agenda.

[14646](#) Fred Arbanas moved the passage of Resolution #14646, expressing the sympathy of the Legislature to the family and friends of Lucile H. Bluford, editor and publisher of THE KANSAS CITY CALL, upon the occasion of her untimely death. Seconded by Robert A. Stringfield.

Yes: 9 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

(ADOPTED)

[14647](#) Awarding a contract for the furnishing and installation of guard rails for the new boat ramp and parking lot at Fort Osage for use by the Parks and Recreation Department to Collins and Herman, Inc., of Kansas City, KS, under a State of Missouri government contract, at an actual cost to the County of \$17,000.00.

(Land Use Committee)

[14648](#) Transferring \$69,637.00 within the 2003 Health Fund and authorizing the County Executive to execute an Agreement for Animal Control Services with the City of Kansas City, Missouri, at an actual cost to the County of \$69,637.00.

(Public Works Committee)

12 COUNTY EXECUTIVE ORDERS

[03-21](#) I hereby appoint Randy L. Steinman to the Board of Zoning Adjustment to fill the vacancy occasioned by the expiration of the term of Joe N. Brooks, Jr., for a new term to expire June 30, 2007. A copy of Mr. Steinman's resume is attached.

03-22

A. Pursuant to 28 C.F.R. §§35.105 - 35.107, I hereby designate the Chief Administrative Officer, M. A. (Art) Chaudry, or his successor in office, as the employee responsible for coordination of Jackson County's Americans with Disabilities Act compliance efforts and the investigation of complaints arising thereunder.

B. Executive Order 94-30, dated October 31, 1994, is hereby rescinded.

13 UNFINISHED BUSINESS

Robert A. Stringfield, County Legislator, asked if the case regarding Office of Human Relations and Citizen Complaints and Bob Witbolsfeugen was closed. He also asked if the new legislators could be informed as to the details of the case.

Fred Arbanas, County Legislator, suggested that an independent group be appointed to look at the OHRCC office, since it has been over 30 years since it has been reviewed.

Dennis Waits, Chairman, said he has asked the County Counselor's office to draft a letter to Mr. Witbolsfeugen requesting him to outline all his concerns in a letter so the Legislature can respond to all issues. Mr. Waits said that some issues may be prohibitive to the Legislature as they have already been decided by the courts.

Ronald E. Finley asked the County Counselor to share his opinion with the new legislators on the case regarding cost and fees. He said the County Legislature has limited responsibility over the OHRCC Commission. He said the decision of the court was not appealed. He agreed that review of office procedures is something the Legislature can pursue. He said that as far as cost and fee issues there is closure but office procedures can be reviewed.

Rhonda Shoemaker, County Legislator, said she would appreciate information regarding this case prior to her taking office.

Henry Rizzo said he thinks Chairman Waits idea of putting it in writing so the Legislature can respond is a good one.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Bob Spence moved to adjourn the meeting. Seconded by Robert A. Stringfield.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, June 30, 2003 at 3:30 p.m. in the Kansas City Legislative Assembly Area.