



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

*James D. Tindall (2nd), Chairman*  
*Lisa White Hardwick (2nd AL), Vice-Chairman*  
*John Patrick Burnett (1st), Dennis Waits (3rd), Dan Tarwater (4th),*  
*Dixie M. Flynn (5th), John C. Graham, Sr. (6th), Victor E. Callahan (1st AL),*  
*Fred Arbanas (3rd AL)*

**Monday, July 10, 1995**

**1:00 PM**

**Twenty-sixth Regular Meeting**

**Independence Legislative Assembly Area, Independence, Missouri**

Lisa White Hardwick, Vice-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, Dennis Waits, Dixie M. Flynn and John C. Graham  
Absent: James D. Tindall and James D. Tindall

**2 THE PLEDGE OF ALLEGIANCE**

Recited.

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

Fred Arbanas moved to approve the journal of the previous meeting held on . Seconded by Dennis Waits.

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

**(APPROVED)**

**4 HEARINGS**

None.

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

*Katheryn Shields, County Executive, introduced Dr. Thomas Young, from Atlanta, GA, the new medical examiner; Tony Chandler, her appointment to the Insurance Commission; and Ruth Wright, her appointment to the Board of Equalization.*

*Katheryn Shields, County Executive, reminded everyone of the Carp Festival scheduled for Sunday, July 16, 1995, at Lake Jacomo.*

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

[2423](#)

Public Works Committee moved to perfect. Consent Agenda.

**7 FINAL PASSAGE OF PROPOSED ORDINANCES**

[2422](#) Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**

[10887](#) Victor E. Callahan moved to hold Resolution #10887, until 7/17/1995, congratulating Michelle Buckbee upon being named as a United States National Honor Roll Student. Seconded by Dennis Waits.

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

(APPROVED)

**9 CONSENT AGENDA**

Dennis Waits moved the passage of the consent agenda. Seconded by Victor E. Callahan. The motion passed by a roll call vote:

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Dixie M. Flynn and John C. Graham  
Absent: 2 - James D. Tindall and James D. Tindall

[2423](#) AN ORDINANCE appropriating \$20,076.00 from the unappropriated surplus of the 1995 County Urban Road System Fund for use in the City of Grain Valley's 1995 road maintenance program and for repaving of the intersection of Brigadoon and Ryan Road in conjunction with the Ryan Road improvements.

(PERFECTED)

[2422](#) AN ORDINANCE appropriating \$244,144.00 from the unappropriated surplus of the 1995 Grant Fund to cover the new DART (Drug Abatement Response Team) Grant funded by the Missouri Department of Public Safety and the transfer of match.

(ADOPTED)

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

[2425](#) Appropriating \$178,510.00 from the unappropriated surplus of the 1995 Special Road and Bridge Fund and authorizing the Manager of the Division of Finance to make total payment in the amount of \$178,509.30 to satisfy the judgment in the case of Jackson County v. Faulkner, No. CV91-32 52, the consolidated condemnation action for the View High Drive Projects, Nos. 2194 and 2195.

*(Public Works Committee)*

[2426](#) Appropriating \$17,028.00 from the unappropriated surplus of the 1995 County Urban Road System Fund and authorizing total payment of \$17,028.00 to certain property owners for the acquisition of a right-of-way and temporary easement, in settlement of a claim for damages in connection with the Longview Road at Blue Ridge Project No. 2075-3, Tract No. 34.

*(Public Works Committee)*

[2427](#) Appropriating \$61,844.00 from the unappropriated surplus of the 1995 Grant Fund to cover the COPS FAST Grant funded by the United States Department of Justice and the transfer of matching funds.

*(Health and Justice Committee)*

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[10890](#) John Patrick Burnett moved the passage of Resolution #10890, confirming the appointment of Kelly R. Markham as Deputy Legislative Auditor, at an annual salary of \$37,500.00. Seconded by Dennis Waits.

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

Absent: 2 - James D. Tindall and James D. Tindall

(ADOPTED)

[10891](#) Transferring \$10,176.00 within the 1995 Assessment Fund, and awarding a contract for the furnishing of computer software to enhance the CAMA system used by the Assessment Department to SPSS, Inc., of Chicago, IL, at a cost to the County not to exceed \$10,176.00, as a sole source purchase.

*(Finance and Audit Committee)*

[10892](#) Declaring 34 used desks and 70 used chairs stored on the third floor of the Community Justice Building as surplus and authorizing their disposal by way of sale to Yesterday's Furniture and More of Blue Springs, MO, in the actual amount of \$450.00.

*(Health and Justice Committee)*

[10893](#) Awarding a contract on Bid No.65-95 for the painting of park structures for use by the Parks and Recreation Department to A. T. Switzer Company, Inc., of Kansas City, MO, in the actual amount of \$6,787.00.

*(Land Use Committee)*

[10894](#) Amending the City of Kansas City's County Urban Road System priorities.

*(Public Works Committee)*

[10895](#) Awarding a term and supply contract on Bid No. 73-95 for the furnishing of marine accessories for use by the Parks and Recreation Department to Medart Marine Supply of Edwardsville, KS to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$1 ,000.00.

*(Land Use Committee)*

[10896](#) Awarding a contract for the leasing of computer software for use by the Management Information Systems Department to Altai Software, Inc., of Arlington, TX, at a cost to the County no to exceed \$14,137.65, as a sole source purchase.

*(Finance and Audit Committee)*

[10897](#) Authorizing Change Order No. 1 (Final) to the contract with Suburban Contractors, Inc , of Kansas City, MO, for the construction of Salem East Stormwater Project, No. 2304.

*(Public Works Committee)*

[10898](#) Awarding a contract on Bid No. PW-02-95 to Gervy Construction, Inc., of Independence, MO, in connection with the 1995 Culvert Replacement, Project No. 2322, at a cost to the County not to exceed \$255,562.60.

*(Public Works Committee)*

[10899](#) Declaring one Schonstedt Locator Model GA52C, Serial #37723, as surplus, and authorizing its disposal by way of a trade-in.

*(Public Works Committee)*

[10900](#) John Patrick Burnett moved the passage of Resolution #10900, authorizing the Jackson County Legislature to hold a closed meeting on Monday, July 1 , 1995, 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: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Dixie M. Flynn and John C. Graham

Absent: 2 - James D. Tindall and James D. Tindall

(ADOPTED)

[10901](#) Rescinding Resolution 10573, dated December 5, 1994, and authorizing the County Executive to execute an Addendum to the lease with Independence Square Redevelopment Group, extending the lease to the Bundschu Building for one year at a cost to the County not to exceed \$4,759.26.

*(Health and Justice Committee)*

*No dissenting vote to consider Resolution #10902 - not on printed agenda.*

[10902](#)

John Patrick Burnett moved the passage of Resolution #10902, authorizing the Jackson County Counselor to settle a lawsuit styled Clyde Webster, et al. v. Jackson County, Missouri, et al., now pending in the Circuit Court of Jackson County, Missouri, Case No. CV93-10456, for a total payment of \$132,000.00. Seconded by Dennis Waits.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Dixie M. Flynn and John C. Graham  
Absent: 2 - James D. Tindall and James D. Tindall

(ADOPTED)

**12 COUNTY EXECUTIVE ORDERS**[95-24](#)

I hereby appoint Dr. Thomas W. Young, M.D., to the office of Medical Examiner for a term to expire December 31, 1996. A copy of Dr. Young's resume is attached.

[95-25](#)

I hereby appoint Ruth C. Wright to the Board of Equalization, to fill a vacant position occasioned by the expiration of Charles F. Triplett's term, for a term to expire December 31, 1995. A copy of her resume is attached.

[95-26](#)

I hereby appoint Anthony R. Chandler to the Insurance Commission, to fill a vacant position occasioned by the resignation of William V. Pace, for a term to expire December 31, 1995. A copy of his resume is attached.

**13 UNFINISHED BUSINESS**

Closed meeting to discuss litigation styled Clyde Webster, et al. v. Jackson County, Missouri, et al.

The following persons were present at the closed meeting: Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Dixie M. Flynn, John C. Graham, County Legislators; Walter Van Asselt, Manager of Finance; Mac Andrew, Public Works Director; Jay Haden, Deputy County Counselor and Ron Jurgeson, legal counsel from the County Counselor's Office.

Resolution #10902 adopted at this time. See above for detail.

**14 NEW BUSINESS**

None.

**15 ADJOURNMENT**

Dixie M. Flynn moved to adjourn the meeting. Seconded by Dennis Waits.

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

(APPROVED)

*Meeting adjourned until Monday, July 17, 1995, at 1:00 P.M. in the Legislative Assembly Area, Kansas City, Missouri.*

*Prepared by LLP*