



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

Monday, February 5, 1996

1:00 PM

Sixth Regular Meeting

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

James D. Tindall, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

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

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dixie M. Flynn 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

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2493](#)

AN ORDINANCE enacting sections 5290. and 5291., Jackson County Code, 1984,
relating to limited access roads, with a penalty provision.

[2507](#)

Finance and Audit Committee moved to perfect. Consent Agenda.

[2508](#) Anti-Drug Committee moved to perfect.

Dennis Waits objects to consent agenda.

[2508](#) Dennis Waits moved to perfect Ordinance #2508. Seconded by John Patrick Burnett.

The motion passed by a voice vote. (PERFECTED)

[2508](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #2508. Seconded by Victor E. Callahan.

The motion passed by a voice vote. (APPROVED)

[2508](#) Dennis Waits moved the passage of Ordinance #2508 as perfected, appropriating \$35,000.00 from the unappropriated surplus of the 1996 Anti-Drug Sales Tax Fund to cover funding of a deputy juvenile officer position for Ashland Junior High School through the Family Court. Seconded by John Patrick Burnett.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

Absent: 1 - Fred Arbanas

(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[2506](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[11139](#) A RESOLUTION authorizing the County Executive to execute a contract with Lyric Opera of Kansas City, for funding of its OPERAtunity Fund program, at a cost to the County not to exceed \$10,000.00.

[11140](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11141](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11142](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11143](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11144](#) Public Works Committee moved do pass. Consent Agenda.

[11145](#) Land Use Committee moved do pass. Consent Agenda.

- [11146](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [11147](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [11148](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [11149](#) A RESOLUTION authorizing the County Executive to execute a First Addendum to Agreement with the Jackson County Historical Society, for the purpose of preserving and archiving certain County records, at a cost to the County not to exceed \$10,000.00.
- [11150](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [11151](#) Finance and Audit Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

Dennis Waits moved the passage of the consent agenda. Seconded by Dan Tarwater.
The motion passed by a roll call vote:

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, John Patrick Burnett, James D. Tindall,
James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Fred Arbanas

- [2507](#) AN ORDINANCE appropriating \$41,478.00 from the unappropriated surplus of the 1996 Law Enforcement Fund to cover education benefits for the Division of Administration and Parks & Recreation Department.
(PERFECTED)
- [2506](#) AN ORDINANCE appropriating \$41,800.00 from the unappropriated surplus of the 1996 Grant Fund to cover the funding received from the Land and Water Conservation Fund of the State of Missouri and the Jackson County Wheelmen Association for the 2.7 mile extension of the Little Blue Trace Bicycle Trail and the transfer of matching funds.
(ADOPTED)
- [11140](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 144-95 for the furnishing of auto/truck drive line parts and service for use county-wide to Precision Bilt Parts of Kansas City, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$6,000.00.
(ADOPTED)

- [11141](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 137-95 for the furnishing of auto/truck springs and spring repair for use county-wide to Precision Bilt Parts of Kansas City, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$6,500.00.
(ADOPTED)
- [11142](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 146-95 for the furnishing of chain saw repair parts for use county-wide to Northeast Lawnmower Sales and Service of Kansas City, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$10,500.00.
(ADOPTED)
- [11143](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 145-95 for the furnishing of non-dealer auto/truck parts for use by various County departments to O'Reilly Automotive of Springfield, MO, to provide for their needs for the upcoming one-year period, in the estimated amount of \$47,000.00.
(ADOPTED)
- [11144](#) A RESOLUTION authorizing the County Executive to execute an Agreement of Understanding with Reorganized School District No. 7 as to a rotating recycling center.
(ADOPTED)
- [11145](#) A RESOLUTION awarding a term and supply contract on Bid No. 141- 95 for the furnishing of grass seed for use by the Parks and Recreation Department to Williams Lawn and Seed Co. of Maryville, MO, Royal Seed Co. of St. Joseph, MO, and Grass Pad, Inc., of Olathe, KS, to provide for departmental for the upcoming one-year period, in the estimated aggregate amount of \$60,000.00.
(ADOPTED)
- [11146](#) A RESOLUTION awarding a term and supply contract on Bid No. 127- 95 for the furnishing of paint and painting supplies for use county-wide to Sherwin Williams Co. of Kansas City, MO, Payless Cashways, Inc., of Kansas City, MO, and Davis Paint Co. of Kansas City, MO, to provide for county-wide needs for the upcoming one- year period, in the estimated aggregate amount of \$36,300.00.
(ADOPTED)
- [11147](#) A RESOLUTION authorizing the County Executive to execute a contract with the Kansas City Crime Commission for the Metropolitan Community Services Program, to provide placement and supervision services for the Prosecuting Attorney's Deferred Prosecution and Drug Court Programs, at a cost to the County not to exceed \$40,020.00.
(ADOPTED)

[11148](#) A RESOLUTION authorizing the County Executive to execute a contract with the Kansas City Community Center, for the purpose of creating an intensive substance abuse treatment program for misdemeanants on probation, for the Prosecuting Attorney's Deferred Prosecution and Drug Court Programs, at a cost to the County not to exceed \$170,458.00.

(ADOPTED)

[11150](#) A RESOLUTION approving the purchase of steel shelving for the Department of Records' new Records Center from the State of Missouri's Missouri Correctional Enterprises, at a cost to the County not to exceed \$105,765.00.

(ADOPTED)

[11151](#) A RESOLUTION approving the purchase of delivery, transfer, and moving services for use by the Department of Records under a City of Kansas City, Missouri government contract at a cost to the County not to exceed \$118,600.00.

(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[2509](#) Dennis Waits moved to perfect Ordinance #2509. Seconded by Victor E. Callahan.

The motion passed by a voice vote. (PERFECTED)

[2509](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #2509. Seconded by Victor E. Callahan.

The motion passed by a voice vote. (APPROVED)

[2509](#) Dennis Waits moved the passage of Ordinance #2509 as perfected, rescinding Resolution 11121, dated January 8, 1996, amending Ordinance 2497, dated November 27, 1995, and authorizing the County Executive to execute an addendum to the agreement with the Southern Christian Leadership Conference for the funding of additional expenses of the 1996 King Birthday Celebration and other programs honoring Dr. Martin Luther King, Jr., to be conducted during the remainder of 1996, at an additional cost to the County not to exceed \$35,000.00. Seconded by Victor E. Callahan.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Fred Arbanas

(ADOPTED)

No dissenting vote to consider Ordinances #2510 and #2511 - not on printed agenda.

Discussion on Ordinances #2510 and #2511.

[2510](#) Dennis Waits moved to perfect Ordinance #2510. Seconded by John Patrick Burnett.

The motion passed by a voice vote. (PERFECTED)

[2510](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #2510. Seconded by Victor E. Callahan.
The motion passed by a voice vote. (APPROVED)

[2510](#) Dennis Waits moved the passage of Ordinance #2510 as perfected, appropriating \$575,550 from the unappropriated surplus of the 1996 Anti-Drug Sales Tax Fund to cover the cost of attorney's fees for indigent defendants charged with drug related offenses in the Circuit Court of Jackson County. Seconded by Dan Tarwater.
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Fred Arbanas
(ADOPTED)

[2511](#) John Patrick Burnett moved to perfect Ordinance #2511. Seconded by Dixie M. Flynn.
The motion passed by a voice vote. (PERFECTED)

[2511](#) John Patrick Burnett moved to suspend the rules to consider final passage of Ordinance #2511. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)

[2511](#) John Patrick Burnett moved the passage of Ordinance #2511 as perfected. Seconded by Victor E. Callahan.
Yes: 8 - Victor E. Callahan, Lisa White Hardwick, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Fred Arbanas
(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[11152](#) Dan Tarwater moved to hold Resolution #11152, until 2/12/1996, commending Timmy Hill for his quick action in waking and alerting his family to the fire in their house. Seconded by Victor E. Callahan.
The motion passed by a voice vote. (APPROVED)

[11153](#) Awarding a contract on Bid No. 149-95 for the dredging of Lake Jacomo for the Parks and Recreation Department to McDougal Construction of Kansas City, MO, in the actual amount of \$28,560.00.
(Land Use Committee)

[11154](#) Approving a contract for the purchase of two 1996 Ford Crown Victoria full size 4-door sedans with police package for use by the Public Works Department, from Broadway Ford of Kansas City, MO, under an existing government contract of the Mid-America Council of Public Purchasing, in the actual amount of \$39,073.00.
(Public Works Committee)

[11155](#) Authorizing Change Order No. 1 (final) to the contract with Corlew Construction Company of Raytown, MO, for the Happy Hollow Road Stormwater Project, No. 2308, increasing the contract amount by \$2, 914.06.

(Public Works Committee)

[11156](#) Authorizing Change Order No. 1 (final) to the contract with Embrey Excavating of Kingsville, MO, for the Cass County Line Bridge Replacement Project, No. 2265, decreasing the contract amount by \$798.85.

(Public Works Committee)

[11157](#) Victor E. Callahan moved the passage of Resolution #11157, authorizing the County Executive to execute a Real Estate Sale Contract to effect the purchase of the 200 South Main Building in Independence, Missouri, at an actual cost to the County of \$226,800.00. Seconded by Dan Tarwater.

Yes: 6 - Victor E. Callahan, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits and John C. Graham

No: 2 - Lisa White Hardwick and Dixie M. Flynn

Absent: 1 - Fred Arbanas

(ADOPTED)

[11158](#) Transferring \$41,265.00 within the Anti-Drug Sales Tax Fund and awarding a three-year lease on Request for Proposals No. 131-95 for the furnishing of office space for use by the Prosecuting Attorney's Office for its Drug Court Program to Tidwell Company of Overland Park, KS, acting as agent for Fourteen-Fifteen McGee Street, Inc., in the actual amount of \$91,109.56 for 1996, and a total cost of \$564,720.66, over the life of the lease including all renewal terms.

(Anti-Drug Committee)

Legislature goes into a five minute recess.

Legislature reconvenes.

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Katheryn Shields, County Executive, vetoed Ordinance #2511 stating that it blurs the line of authority between the Legislature and the Judiciary without affecting what the Legislature perceives as a problem.

[2511](#)

Victor E. Callahan moved to override the County Executive Veto of Ordinance #2511, enacting section 9308., Jackson County Code, 1984, relating to the Anti-Drug Sales Tax, and renumbering subsequent sections accordingly. Seconded by John Patrick Burnett.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

Absent: 1 - Fred Arbanas

(VETO OVERRIDEN)

14 NEW BUSINESS

None.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by John C. Graham.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, February 12, 1996, at 6:00 p.m. in the Legislative Assembly Area, Independence, Missouri.