



# 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, March 7, 2005

2:30 PM

Tenth Regular Meeting

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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 2/28/2005.  
Seconded by Eugene Standifer Jr..

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

(APPROVED)

**4 HEARINGS**

None.

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

*Katheryn Shields, County Executive, presented two "Employee of the Month" Awards to Sheriff Deputies Jeremy Glines and Brian Hill. The December 2004 Employee of the Month Award was given to these two gentlemen for their work to make the "Shop with Cops" program a success. Deputies Glines and Hill started this program in 2003. "Shop with Cops" helps less fortunate children in our community by giving them an opportunity to do some Christmas shopping for themselves or a family member. They fund the project with donations from Wal-Mart, employees and other sources. In 2003 they took twenty kids shopping from the Ozanam Home for Boys. Christmas 2004 they took 50 kids from the Division of Family Services and they plan to help more this year. These deputy sheriffs also work for the D.A.R.E. program and courthouse security.*

*Sheriff Tom Phillips said these two deputies were also involved in the Polar Plunge for the Special Olympics. Brian Hill took the plunge on February 12, 2005.*

*Bob Spence, County Legislator, said he and other legislators have received an email from Teresa Caven regarding social security numbers showing up on real estate transaction documents that we are obligated by law to copy. He understands that we cannot redact anything from any of the documents. So the problem lies with the title companies or the financier. He asked the administration if there was anything the county can do to alleviate this situation.*

*Katheryn Shields said she has been thinking about this since she received the memo and spoke with Mr. Spence. The Records Department's obligation under State statute is to file papers as they are received. Jackson County is not allowed to make changes or delete information from the documents. Title companies and financing companies do include people's social security numbers as a reference. The public has the right, if purchasing or refinancing a home, to tell both their title company or financial company that it is not necessary to have your social security numbers on the deeds for them to be accepted and filed by Jackson County or for the sale or transaction to be legal. People need to be aware that they can tell the entity that they are working with that they do not want their social security number to be included after their signature. She thought one way to inform the public is to include an information sheet on the use of social security numbers with the next county-wide mailing. She is also considering putting something on the county web site to alert people that the social security number is not a requirement. She will work with Ken Evans, Public Information Officer, on putting something on the web site and will bring it for the Legislature's review in a couple of weeks.*

*Fred Arbanas, County Legislator, suggested contacting the title companies and the Kansas City Real Estate Board to set up a meeting. He suggested including representatives from banks and mortgage companies in the area. Perhaps they can revise the forms they use to include social security numbers as an option.*

*Katheryn Shields said they will be meeting soon with some of the title companies regarding e-government so it might be a good time to include this issue as part of the discussion.*

*Dan Tarwater, Chairman, asked Troy Thomas, Chief Financial Officer and Ken Evans, Public Information Officer, to report to the Legislature at next weeks meeting the results of the parking space survey for the employees of Jackson County.*

*Troy, Ken and Katheryn agreed they would try to have the report ready by next Monday.*

*Henry C. Rizzo, County Legislator, asked how many parking spaces Jackson County uses.*

*Troy Thomas said he would get that number and report it next week.*

*Robert A. Stringfield, County Legislator, asked Katheryn Shields if Roger Davis was the Chairman of OHRCC for 2005 or 2004. He said the Executive Order names him as commissioner for four years but that he was the Chairman for 2004. Therefore, Mr. Stringfield is assuming that Mr. Davis is the Chairman at will.*

*Katheryn Shields responded that when she appoints someone as Chairman that would run concurrent with their term. She thinks that may have been a typographical error. It was not intended to limit his chairmanship to just 2004.*

*Ed Rucker, County Counselor, referred to the County Charter, Article XIII, Section VII, as he has been lawfully appointed as Chairman, pursuant to that section, he will continue to hold office until he is replaced.*

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

Fred Arbanas moved to waive the reading of Ordinances #3601 and #3602. Seconded by Bob Spence.

The motion passed by a voice vote. (APPROVED)

The Land Use Committee will have a public hearing on Thursday, March 10, 2005 at 1:00 P.M. at Fleming Hall on Ordinances #3601 and #3602.

[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 - 4th. 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 - 4th. Perfection)*

[3604](#)

Finance and Audit Committee moved to perfect. Consent Agenda.

**7 FINAL PASSAGE OF PROPOSED ORDINANCES**[3605](#)

Consent Agenda.

[3606](#)

Consent Agenda.

[3607](#)

Consent Agenda.

[3608](#)

Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**[15391](#)

A RESOLUTION acknowledging the Fowler Report concerning the Jackson County Office of Human Relations and Citizen Complaints and making recommendations pursuant to the Fowler Report.

*(Finance and Audit Committee - 2nd. Meeting)*

[15397](#)

Health and Justice Committee moved do pass. Consent Agenda.

[15399](#)

Health and Justice Committee moved do pass. Consent Agenda.

- [15400](#) Public Works Committee moved do pass the Public Works Committee Amendment of 3/7/2005, to delete the figure "2,765,000.00" and insert the figure "2,756,000.00" in the heading and body where listed. Consent Agenda.
- [15401](#) A RESOLUTION requesting that the County Executive implement the February 23, 2005 recommendations made by Sidney L. Willens regarding the Office of Human Relations and Citizen Complaints (OHRCC) and the OHRCC Commission.  
*(Finance and Audit Committee - 1st. Meeting)*
- [15402](#) Land Use Committee moved do pass. Consent Agenda.
- [15403](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [15404](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Amendment of 3/7/2005, to delete the figure "168,658" and insert the figure "186,658" where listed on page two. Consent Agenda.

## 9 CONSENT AGENDA

- [3604](#) AN ORDINANCE 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.  
(PERFECTED)
- [3605](#) AN ORDINANCE appropriating \$493,009.00 from the unappropriated surplus of the 2005 Special Road and Bridge Fund, and awarding a contract on Bid No. PW13-2004 for the Colbern Road Phase III Project No. 2455 to Radmacher Brothers Excavation of Pleasant Hill, MO, in the actual amount of \$2,458,712.70.  
(ADOPTED)
- [3606](#) AN ORDINANCE enacting Chapter 241, Jackson County Code, 1984, relating to the development of land, and enacting, in lieu thereof, ten new sections relating to the same subject.  
(ADOPTED)
- [3607](#) AN ORDINANCE repealing sections 1030., 1040., 1050., 1060., 1062., 1063., and 1064., Jackson County Code, 1984, relating to purchasing, and enacting, in lieu thereof, seven new sections relating to the same subject.  
(ADOPTED)

- [3608](#) AN ORDINANCE appropriating \$171,341.00 from the unappropriated surplus of the 2005 Grant Fund and accepting a grant from the U.S. Department of Health and Human Services for the Jackson County Health Department's Jail Diversion by Law Enforcement Crisis Intervention Project and authorizing the County Executive to execute contracts with Swope Health Services in the amount of \$116,441.00 and Community Network for Behavioral Healthcare, Inc. (CommCare) in the amount of \$54,900.00 at a total aggregate cost to the County not to exceed \$171,341.00.
- (ADOPTED)
- [15397](#) A RESOLUTION authorizing the County Executive to execute an agreement with the U. S. Department of Justice for the extension of the Local Law Enforcement Block Grant administered by the Sheriff's Department at no additional cost to the County.
- (ADOPTED)
- [15399](#) A RESOLUTION authorizing the County Executive to execute an agreement with the Missouri Department of Public Safety for the extension of the Disproportionate Minority Confinement grant administered by the Jackson County Family Court Division at no additional cost to the County.
- (ADOPTED)
- [15400](#) A RESOLUTION authorizing the County Executive to execute an agreement with the Missouri Highways and Transportation Commission through the Missouri Division of Transportation providing partial reimbursement for the improvement of Woods Chapel Road between I-470 and Liggett Road in an amount not to exceed \$2,756,000.00.
- (ADOPTED)
- [15402](#) A RESOLUTION awarding a three-year term and supply contract with NOVA Information Systems, Inc., of Knoxville, TN, for the furnishing of credit card payment processing services for use by the Parks and Recreation Department as a sole source purchase.
- (ADOPTED)
- [15403](#) A RESOLUTION authorizing thirty-six (36) month renewals and upgrades of the existing contracts with Southwestern Bell Communications for the furnishing of Frame Relay Data Circuits for use by the Parks and Recreation Department at the Jacomo Headquarters and Longview Golf Course and to the Independence Courthouse Annex at an annual cost to the County not to exceed \$19,488.00 and a total three (3) year cost not to exceed \$58,464.00 as a sole source purchase.
- (ADOPTED)
- [15404](#) A RESOLUTION authorizing the County Executive to execute a contract under Request For Proposals No. 13-05 with Mobile Video Services, Inc., of North Kansas City, MO for the furnishing of Real Property Appraisal Data Verification Services and Software for use by the Public Works, Assessment and GIS Departments and transferring \$243,658.00 within the 2005 Assessment Fund and \$126,687.00 within the 2005 Special Road and Bridge Fund to make up the balance necessary to accomplish this purchase at a total cost to the County not to exceed \$758,375.00.
- (ADOPTED)

To perfect Ordinance 3604. To adopt Ordinances 3605, 3606, 3607, 3608. To adopt Resolutions 15397, 15399, 15400, 15402, 15403, 15404.

Henry C. Rizzo moved the passage of the consent agenda. Seconded by Bob Spence. 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

[3609](#) Amending the districts established by the Jackson County Zoning Order by changing, a certain 15 ± acre tract from District A (Agricultural) to District RR (Residential Ranchette) District.

*(Land Use Committee)*

[3610](#) Approving a conditional use permit (CUP) in District A (Agricultural) for a period of fifteen (15) years to construct a 90 foot monopole tower for wireless communications on a 10,000 square foot tract of land.

*(Land Use Committee)*

[3611](#) Appropriating \$371,686.00 from the unappropriated surplus of the 2005 Grant Fund to cover the cost of the Family Court Division's staffing agreements for the Truancy Court Project.

*(Health and Justice Committee)*

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15405](#) Authorizing the County Executive to execute Agreements with Hope House, New House, and Rose Brooks Domestic Violence Shelters in order to provide assistance to victims of domestic violence, at an aggregate cost to the County not to exceed \$150,000.00.

*(Health and Justice Committee)*

[15406](#) Authorizing a transfer within the 2005 budget of the Circuit Court and its Family Court Division in the amount of \$604,831.00 from the 2005 Anti-Drug Sales Tax Fund to the appropriate line item accounts as recommended by the Circuit Court of Jackson County, Missouri.

*(Anti-Drug Committee)*

[15407](#) Authorizing the County Executive to execute an agreement with the U. S. Department of Justice for an extension of the Homeland Security Overtime Program Grant administered by the Sheriff's Department to August 31, 2005, at no additional cost to the County.

*(Health and Justice Committee)*

[15408](#) Bob Spence moved the passage of Resolution #15408, authorizing the County Executive to execute Change Order No. 4 (Final) to the contract with R. A. Knapp Construction of Kansas City, KS, for the Noland Road Bridge Replacement Project, No. 2390, adjusting all plan quantities to as-built quantities and decreasing the contract amount by \$85,096.00. 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)

[15409](#) Declaring certain property within the Sheriff's Department as surplus personal property and authorizing its disposal.

*(Finance and Audit Committee)*

*The Land Use Committee will take up Resolutions #15410, #15411 and #15412 on Thursday, March 9, 2005 after the Public Hearing at Fleming Hall.*

[15410](#) Awarding a twelve (12) month term and supply contract for the furnishing of concessions at Adair Park for use by the Parks and Recreation Department to J.E. Gross Concessions of Blue Springs, MO, under the terms and conditions of Request for Proposal No. 3-05.

*(Land Use Committee)*

[15411](#) Awarding a twelve (12) month term and supply contract for the furnishing of concessions at the Frank White and 140th and Holmes Softball Complex facilities for use by the Parks and Recreation Department to J.E. Gross Concessions of Blue Springs, MO under the terms and conditions of Invitation to Bid No. 2-05.

*(Land Use Committee)*

[15412](#) Awarding a twelve (12) month term and supply contract for the furnishing of catering services for use by the Parks and Recreation Department to Robinson /Brancato of Grandview, MO, and to Brinker Missouri, Inc., d/b/a On the Border Catering of Lee's Summit, MO, under the terms and conditions of Request for Proposal No. 1-05.

*(Land Use Committee)*

[15413](#) Awarding a two (2) year term and supply contract on RFP No. 65-04 for the furnishing of drug treatment services for use by the Prosecuting Attorney's Drug Court program to Swope Health Services of Kansas City, MO.

*(Anti-Drug Committee)*

## 12 COUNTY EXECUTIVE ORDERS

[05-04](#) Pursuant to Jackson County Code Section 7403.3, I hereby appoint Michael C. Curry to the Commission on Human Relations and Citizens Complaints, for a term to expire on March 1, 2009. A copy of Mr Curry's resume is attached.

**13 UNFINISHED BUSINESS**

Robert A. Stringfield asked Katheryn Shields when she would be filling the vacancies for District 2 and District 3 on the OHRCC Commission.

Katheryn Shields replied that there is an opening in District 4 and she hopes to have an executive order filed next Monday.

Dan Tarwater has given a name to the County Executive for this position.

Henry C. Rizzo asked if that will make the Commission complete.

Katheryn Shields said yes. She thought someone had resigned but when she called the member they indicated that they had not resigned.

Dennis Waits, County Legislator, said that he understands that former Mayor Berkley has tendered his resignation from the Jackson County Sports Authority effective March 7, 2005. He said that is a loss for the Sports Authority as he provided outstanding leadership. He indicated that the County Legislature has sent two panels to the Governor and he has not made a selection yet. He realizes that the Governor is busy, but this is a high priority for our community especially with the stadium funding and the lease extensions. He asked Dan Tarwater or Katheryn Shields to inquire about the timetable.

Dan Tarwater said he has inquired and it is his understanding that the panels are forthcoming so that the Sports Authority will have a quorum. Currently, the Sports Authority cannot take any official action since it does not have a quorum. He said the County Legislature needs to send a panel for the vacancy occasioned by Dick Berkley's resignation.

Dennis Waits said he hopes the Governor will give this matter the priority it deserves.

Dan Tarwater said the County Legislature has thirty days from today to submit a panel. He suggested that the Legislature submit names at their meeting scheduled to be held on March 21, 2005.

**14 NEW BUSINESS**

None.

**15 ADJOURNMENT**

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

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

(APPROVED)

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