



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

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

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**Monday, July 20, 1998**

**4:00 PM**

**Twenty-seventh Regular Meeting**

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

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Victor E. Callahan, 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,  
Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

**2 THE PLEDGE OF ALLEGIANCE**

Recited.

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

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

Fred Arbanas moved to approve the journal of the previous meeting held on . Seconded  
by Dan Tarwater.

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

**(APPROVED)**

**4 HEARINGS**

*None.*

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

*Katheryn Shields, County Executive, reminded the Legislature that on Friday, July 24, 1998, at 11:00 a.m. there will be a dedication ceremony on the expanded detention facility. Invitations were sent to all legislators.*

*Katheryn Shields asked legislators for their advice on the changes regarding the circuit breaker law. She explained that this law affects senior citizens. The State of Missouri, out of state tax money, refunds seniors up to \$750.00 a year for money they pay in local property tax. Governor Carnahan signed a revision to this law on July 8, 1998, which states that senior citizens owning their own homes making less than \$27,000.00 a year are eligible. Previously it was \$15,000.00. This is retroactive until the end of 1998 and if they apply for this benefit they can receive it back as far as 1995. Senior citizens who rent are eligible for up to 20% of their annual rent. Senior citizens in nursing homes are also eligible for a percentage of what they pay the nursing home. She suggested the county inform senior citizens of this availability.*

*Victor E. Callahan, Chairman, agreed that we should advise the seniors and a letter should be sent from the Assessment Department. He asked for an estimate of what such a mailing would cost.*

*Katheryn Shields said she will get an estimate and report back to the Legislature as soon as possible. She said the county may also want to consider an expanded program to help seniors complete the application since the forms are complicated.*

*Dixie M. Flynn, County Legislator, suggested using the public service television station on cable television. Also Health Midwest and St. Luke's have senior programs so the County might explore getting information to these entities regarding this change in the law.*

*Candidates being considered as nominees for the Jackson County Sports Complex Authority were interviewed. The candidates in attendance were Carl Schweitzer, Nancy Baker, and Jon Plaas. Not present was Jean Summers.*

*Dixie M. Flynn, County Legislator, nominates Nancy Baker.*

*Lisa White Hardwick, County Legislator, nominates Jean Summers.*

*Dan Tarwater, County Legislator, nominates Carl Schweitzer.*

*John C. Graham, County Legislator, nominates Berry L. Jennings, Carl L. Chinnery and Jon R. Plaas.*

*Dennis Waits, County Legislator, moved that nominations cease. 2nd. by Carl W. Bussey.*

*Voice Vote. (APPROVED)*

*Fred Arbanas moved that the names of Berry L. Jennings, Carl L. Chinnery and Jon R. Plaas be added to Resolution #12257. 2nd. by Dan Tarwater.*

*Voice Vote. (APPROVED)*

*Resolution #12257 was adopted at this time. See page 3 for details.*

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

- [2808](#) AN ORDINANCE appropriating \$100,000.00 from the unappropriated surplus of the 1998 Anti Drug Sales Tax Fund and authorizing the County Executive to execute Cooperative Agreements with the City of Kansas City to provide for funding of urinalysis equipment, staff, and technical assistance for the Jackson County Drug Court program.
- [2813](#) Land Use Committee moved to perfect.  
*Fred Arbanas objects to the consent agenda.*
- [2813](#) Fred Arbanas moved to perfect Ordinance #2813. Seconded by Dan Tarwater.  
**The motion passed by a voice vote. (PERFECTED)**
- [2813](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2813. Seconded by Dan Tarwater.  
**The motion passed by a voice vote. (APPROVED)**  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [2818](#) Anti-Drug Committee moved to perfect. Consent Agenda.  
*Fred Arbanas moved to waive the reading of Ordinances #2819 through #2823. 2nd. by Dennis Waits.*  
*Voice Vote. (APPROVED)*  
*The Land Use Committee will have a public hearing on the ordinances mentioned above on Tuesday, August 11, 1998, at 2:00 p.m. in the Jury Assembly Room, Independence, Missouri.*
- [2819](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 80 + acre tract and approving the preliminary plat "Hedgecock Acres," creating a 14-lot residential subdivision.
- [2820](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 51 + acre tract and approving the preliminary plat "Currigan Lake," creating a 14-lot residential subdivision.
- [2821](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RU (Residential Urban), a certain two-lot.
- [2822](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RU (Residential Urban), a certain 3.3 + acre tract.

[2823](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to A-p (Agricultural-Planned Development), a certain 147.2 + acre tract.

**7 FINAL PASSAGE OF PROPOSED ORDINANCES**

[2813](#) Consent Agenda.

[2814](#) Consent Agenda.

[2816](#) Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**

[12257](#) Fred Arbanas moved the passage of Resolution #12257, nominating candidates for appointment to the Jackson County Sports Complex Authority. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

[12268](#) Health and Justice Committee moved do pass. Consent Agenda.

[12274](#) A RESOLUTION authorizing execution of a Memorandum of Understanding with American Federation of State, County and Municipal Employees, Local 1707.

[12277](#) Public Works Committee moved do pass. Consent Agenda.

[12278](#) Anti-Drug Committee moved do pass. Consent Agenda.

[12280](#) Public Works Committee moved do pass. Consent Agenda.

[12281](#) Public Works Committee moved do pass. Consent Agenda.

[12282](#) Land Use Committee moved do pass. Consent Agenda.

[12283](#) Health and Justice Committee moved do pass. Consent Agenda.

[12284](#) Land Use Committee moved do pass. Consent Agenda.

- [12285](#) Public Works Committee moved do pass. Consent Agenda.
- [12286](#) A RESOLUTION partially rescinding Resolution 11993, dated December 15, 1997, and authorizing the County Executive to execute an Agreement with Sheffield Place for the purpose of treating users of illegal drugs, at a cost to the County not to exceed \$35,000.00.
- [12287](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [12288](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [12289](#) Health and Justice Committee moved do pass. Consent Agenda.
- [12290](#) Health and Justice Committee moved do pass. Consent Agenda.

**9 CONSENT AGENDA**

Dennis Waits moved the passage of the consent agenda. Seconded by John Patrick Burnett. The motion passed by a roll call vote:

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

- [2818](#) AN ORDINANCE appropriating \$389,900.00 from the unappropriated surplus of the 1998 Anti-Drug Sales Tax Fund, and authorizing the County Executive to execute a Cooperative Agreement for Services with the City of Kansas City, Missouri, for its "Local Law Enforcement Block Grant Program," at a cost to the County not to exceed \$43,000.00.  
(PERFECTED)
- [2813](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 5 + acre tract.  
(ADOPTED)
- [2814](#) AN ORDINANCE appropriating \$4,500.00 from the unappropriated surplus of the 1998 Anti-Drug Sales Tax Fund to cover additional funding received on the grant for the Jackson County Drug Task Force by the United States Executive Office of the President's Midwest HIDTA Investigative Support Center.  
(ADOPTED)

- [2816](#) AN ORDINANCE repealing §626., Jackson County Code, 1984, relating to the compliance review officer, and enacting, in lieu thereof, one new section relating to the same subject.  
(ADOPTED)
- [12268](#) A RESOLUTION awarding a term and supply contract on Bid No. 42-98 for the furnishing of law enforcement supplies and ammunition for use by the Sheriff's and Corrections Departments to Law Enforcement Equipment of Kansas City, MO (\$70,000.00), Professional Police Supply of Oakland, CA (\$15,000.00), Tuxall Equipment of Kansas City, MO (\$15,000.00), Gil Hebard Guns of Knoxville, IL (\$5,000.00), Lynn Peavey Company of Lenexa, KS (\$2,500.00), and Enforcer, Inc., of Overland Park, KS (\$2,500.00), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$110,000.00.  
(ADOPTED)
- [12277](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 76-98 for the furnishing of cold asphaltic concrete mix and patching material for use by the Public Works and Parks and Recreation Departments to Carter Waters Co. of Kansas City, MO (\$56,675.00) and Vance Brothers, Inc., of Kansas City, MO (\$56,675.00) in the estimated aggregate amount of \$113,350.00.  
(ADOPTED)
- [12278](#) 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 \$32,500.00.  
(ADOPTED)
- [12280](#) A RESOLUTION awarding a term and supply contract on Bid No. 85-98 for the furnishing and installation of auto/truck safety glass for use by various County departments to Safelite Auto Glass Co. of Kansas City, MO, to provide for their needs for the upcoming one-year period, in the estimated amount of \$10,450.00.  
(ADOPTED)
- [12281](#) A RESOLUTION awarding a term and supply contract on Bid No. 97-98 for the furnishing of crushed rock for use by the Public Works and Parks and Recreation Departments to Barber & Sons Aggregates of Lee's Summit, MO, to provide for departmental needs for the upcoming one year period, in the estimated amount of \$389,780.50.  
(ADOPTED)
- [12282](#) A RESOLUTION authorizing the County Executive to apply for a grant from the Wildlife Habitat Incentives Program administered by the U. S. Department of Agriculture-Natural Resources Conservation Service for a five-year conservation program at Fleming Park.  
(ADOPTED)

- [12283](#) A RESOLUTION transferring \$19,500.00 within the 1998 General Fund in order to fund one volunteer coordinator/attorney position for the office of the Guardian Ad Litem for the Family Court Division to be performed on a contractual basis.  
(ADOPTED)
- [12284](#) A RESOLUTION awarding a contract on Bid No. 86-98 for the furnishing of one 3/4 ton alternative fuel pickup truck for use by the Parks and Recreation Department to Sonny Hill Motors of Platte City, MO, in the actual amount of \$22,370.00.  
(ADOPTED)
- [12285](#) A RESOLUTION awarding a term and supply contract for the furnishing of corrugated culvert pipe and fittings for use by the Public Works Department under contract No. PA3400, an existing government contract of the City of Kansas City, MO, to K. C. Winwater Works Company of Kansas City, MO, at an estimated cost to the County of \$25,000.00.  
(ADOPTED)
- [12287](#) A RESOLUTION rescinding Resolution 12222, dated June 1, 1998, and authorizing the County Executive to execute a First Addendum to the Agreement with Children's Mercy Hospital, for the purpose of treatment and rehabilitation of users of illegal drugs, at no additional cost to the County.  
(ADOPTED)
- [12288](#) A RESOLUTION authorizing the County Executive to make application for the Missouri Local Records Grant from the Missouri Secretary of State.  
(ADOPTED)
- [12289](#) A RESOLUTION awarding a contract on Bid No. 58-98 for the furnishing of medical equipment for use by the Department of Corrections at the new Detention Center Annex to Day Star Corporation of N. Kansas City, MO (\$20,492.06), Hankins Surgical Supply of Springfield, MO (\$4,414.00), Omega Group of Miami, FL (\$2,381.40), Alaris Medical Systems of San Diego, CA (\$1,620.00), Micro Bio-Medics of Pelham Manor, NY (\$469.96), and WW Grainger, Inc., of Kansas City, MO (\$182.43) in the actual aggregate amount of \$29,559.85.  
(ADOPTED)
- [12290](#) A RESOLUTION awarding a contract on Bid No. 96-98 for the furnishing of a trash compactor for use by the Department of Corrections at the new Detention Center Annex to A-C Compactors of Kansas City, MO, in the actual amount of \$13,703.59.  
(ADOPTED)

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

- [2824](#)           Appropriating \$51,459.00 from the unappropriated surplus of the 1998 Grant Fund to cover the Alternative to School Suspension Program Grant for Family Court funded by the Missouri Department of Social Services, Division of Youth Services.  
*(Health and Justice Committee)*
- [2825](#)           Appropriating \$83,871.00 from the unappropriated surplus of the 1998 Grant Fund to cover the Family Centered Out of Home Care Grant for the Family Court Division funded by the Missouri Division of Family Services.  
*(Health and Justice Committee)*
- [2826](#)           Appropriating \$97,474.00 from the unappropriated surplus of the 1998 Grant Fund to cover the After School Supervision Education and Treatment Grant for Family Court funded by the Missouri Department of Social Services, Division of Youth Services.  
*(Health and Justice Committee)*
- [2827](#)           Appropriating \$39,121.00 from the unappropriated surplus of the 1998 Grant Fund to cover the Volunteers in Probation Program Grant for Family Court funded by the Missouri Department of Social Services, Division of Youth Services.  
*(Health and Justice Committee)*
- [2828](#)           Appropriating \$22,500.00 from the unappropriated surplus of the 1998 Grant Fund to cover the Project Turn Around Grant for Family Court funded by the Missouri Department of Social Services, Division of Youth Services.  
*(Health and Justice Committee)*
- [2829](#)           Appropriating \$51,411.00 from the unappropriated surplus of the 1998 Grant Fund to cover the Community Outreach Restitution Program Grant for Family Court funded by the Missouri Department of Social Services, Division of Youth Services.  
*(Health and Justice Committee)*
- [2830](#)           Appropriating \$14,260.00 from the unappropriated surplus of the 1998 Grant Fund to cover the Connections Grant for Family Court funded by the Ewing Marion Kauffman Fund for Greater Kansas City.  
*(Health and Justice Committee)*
- [2831](#)           Appropriating \$77,614.00 from the unappropriated surplus of the 1998 Grant Fund to cover the Transitional Education Support Team Grant for Family Court funded by the Missouri Department of Social Services, Division of Youth Services.  
*(Health and Justice Committee)*
- [2832](#)           Appropriating \$138,947.00 from the unappropriated surplus of the 1998 Grant Fund to cover the Facilitating Treatment Delivery Grant for Family Court funded by the Missouri Department of Social Services, Division of Youth Services.  
*(Health and Justice Committee)*



[2833](#) Dennis Waits moved do pass the Floor Amendment of 7/20/1998, to insert as page two the words "and, BE IT FURTHER ORDAINED that all appropriate County officials be and hereby are authorized to execute any documents necessary to effect the award of said grant." after the words "Life Insurance" and the figure "392" on page one.

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

[2833](#) Dennis Waits moved to perfect Ordinance #2833. Seconded by Dan Tarwater.

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

[2833](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #2833. Seconded by Dan Tarwater.

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

[2833](#) Dennis Waits moved the passage of Ordinance #2833 as perfected, appropriating \$240,000.00 from the unappropriated surplus of the 1998 Anti-Drug Sales Tax Fund to cover the Drug Abatement Response Team (DART) grant for the Prosecuting Attorney's Office funded by the Missouri Department of Public Safety and the transfer of matching funds. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[12291](#) Dennis Waits moved the passage of Resolution #12291, authorizing the Jackson County Legislature to hold a closed meeting on Monday, July 20, 1998, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning the status of litigation. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

[12292](#) Awarding a term and supply contract on Bid No. 91-98 for the furnishing of miscellaneous PC hardware and software for use county-wide to CDW of Vernon Hills, IL (\$11,500.00), SAI Computers of Greenville, NC (\$8,750.00), Genesys ATE of Sunnyvale, CA (\$6,500.00), Integrated Systems Group of Vienna, VA (\$5,750.00), Azarat Marketing of Miami, FL (\$2,500.00), Finetone of Long Island City, NY (\$2,500.00), Logical Solutions of Lenexa, KS (\$2,000.00), Missouri Information of Kansas City, MO (\$1,500.00), NetStandard of Kansas City, KS (\$1,500.00), Payless Computers of Kansas City, MO (\$1,200.00), and Laser Equipment of Overland Park, KS (\$500.00), to provide for county-wide needs for the upcoming one-year period, in the estimated aggregate amount of \$44,200.00.

*(Finance and Audit Committee)*

[12293](#)

Awarding a contract on Bid No. 73-98 for the furnishing of truck bodies, for use by the Parks and Recreation Department to American Equipment Company of N. Kansas City, MO, in the actual amount of \$31,137.00.

*(Land Use Committee)*

[12294](#)

Dixie M. Flynn moved the passage of Resolution #12294, congratulating Janice Tye upon her retirement from the Jackson County, Missouri Sheriff's Department and commending her for twenty-three years of service. Seconded by Fred Arbanas.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

*Resolution #12291 adopted at this time. See above for details.*

## 12 COUNTY EXECUTIVE ORDERS

*None.*

## 13 UNFINISHED BUSINESS

*None.*

## 14 NEW BUSINESS

Closed meeting to discuss litigation.

Legislature reconvenes.

Dixie M. Flynn read to the Legislature correspondence she received from the Jackson County Ethics Commission regarding the three year old complaint alleging that former affirmative action compliance director Lisa C. Hughes violated the county charter when she accepted \$10,000.00 in interest-free loans from a county vendor.

William Eckhardt, Ethics Commission chairman, told legislator Dixie M. Flynn that because Hughes is no longer employed by the county, the commission would take no action. Eckhardt told Dixie M. Flynn in a letter that County Prosecutor Claire McCaskill was prepared to act should Hughes, who was fired by the Legislature in January, return to her job.

## 15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Carl W. Bussey.

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

(APPROVED)

*Meeting adjourned until TUESDAY, July 28, 1998 at 3:30 p.m. in the Jury Assembly Room, Independence, Missouri.*