



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

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, August 29, 2005

3:30 PM

Thirty-fourth Regular Meeting

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

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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 8/22/2005.  
Seconded by Eugene Standifer Jr..

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

(APPROVED)

**4 HEARINGS**

*Drew Blossom with KPMG auditing firm was present to answer any questions from legislators regarding the audits they conduct of the County's financial statements. He said the auditor's report is usually ready by June 30th each year. He said they conduct an independent audit but they do communicate with the legislative auditor when necessary. Gloria Fisher, Director of Finance, distributed a document titled "Required Communications". Drew said the document summarizes key aspects of the conduct of the audit.*

*Katheryn Shields, County Executive, said the contract with KPMG is a professional services contract.*

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

*Katheryn Shields said Senate Bill 420 was effective August 29, 2005. The bill would have required Jackson County to take down their E-government page dealing with County records. However, Boone, Cass, Platte and Jackson Counties were successful in getting an injunction from Cole County Court. She said the Senate has called a special session scheduled to be held next week. She mentioned that Governor Blunt advised Jackson County to ignore Senate Bill 420, but the County Counselor's office did not think that was sound advice. Katheryn said she has spoken to Legislator Brian Pratt and he is committed to work with Jackson County to correct this situation so we can continue to provide public records on the Internet. Her proposal to the State Legislature next year is that they give recording authorities the right to reject documents that have social security numbers on them or allow them to redact the information from the original document. She said it is important not to have this type of information on original documents and she asked for legislative support.*

*Bill Snyder, Deputy County Counselor, said traditional documents of conveyance are not required to include social security numbers.*

*Robert A. Stringfield asked if there are other bills that the Governor has signed to impact Jackson County government.*

*Katheryn Shields responded yes. She explained that there were amendments attached to bills that would limit the County's authority to purchase items under certain circumstances. Jackson County has filed suit, has a hearing scheduled for today and hopes to get an injunction. Jackson County is a first class charter county. The County Counselor's office believes Jackson County is given, through the Charter, the authority to run the business of the County. The County Legislature has set a threshold of \$25,000.00 to go out for formal bid. This was done because most other local governments have that level or higher. The State Legislature chose to limit the power of Jackson County to make the decision, they require a threshold of \$5,000.00. In her opinion, under the charter, the State Legislature does not have the power to do this, the power rests in the hands of the County Legislature.*

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

[3649](#) Exempting the Prosecuting Attorney's Office, Sheriff's Department and three vacant Park Ranger positions in the Parks and Recreation Department from application and effect of Ordinance #3642 passed by the Legislature on July 11, 2005.  
(WITHDRAWN BY SPONSOR RIZZO. CONCURRED BY WAITS AND SHOEMAKER.)

[3662](#) Health and Justice Committee moved to perfect. Consent Agenda.

**7 FINAL PASSAGE OF PROPOSED ORDINANCES**

[3661](#) Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**

[15596](#) Health and Justice Committee moved do pass. Consent Agenda.

[15604](#) A RESOLUTION congratulating the Buckner Cyclones Baseball Team upon winning the USSSA AAA 12 year old Missouri State Championship Title in 2005.

*(Legislature As A Whole - 2nd. Meeting)*

*This Resolution will be adopted and presented on September 12, 2005.*

[15605](#) Health and Justice Committee moved do pass. Consent Agenda.

[15607](#) Health and Justice Committee moved do pass. Consent Agenda.

[15609](#) Finance and Audit Committee moved do pass. Consent Agenda.

*Discussion regarding Resolution #15610.*

[15610](#) Finance and Audit Committee moved do pass.

*Bob Spence objects to the Consent Agenda.*

[15610](#) Bob Spence moved to hold Resolution #15610. Seconded by Rhonda L. Shoemaker.

Yes: 2 - Rhonda L. Shoemaker and Bob Spence

No: 6 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits and Dan Tarwater

Abstain: 1 - Robert A. Stringfield

(FAILED)

[15610](#) Henry C. Rizzo moved the passage of Resolution #15610, authorizing the County Executive to execute an Agreement with Standard Parking to provide automobile parking to employees of the Jackson County Prosecutor's office who are members of the Carpenters' District Council of Kansas City bargaining unit, as authorized by Resolution 15512, at a cost to the County not to exceed \$32,595.00. Seconded by Scott Burnett.

Yes: 7 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits and Dan Tarwater

No: 2 - Rhonda L. Shoemaker and Bob Spence

(ADOPTED)

## 9 CONSENT AGENDA

[3662](#) AN ORDINANCE acknowledging receipt of \$20,790.00 from American Family Insurance Group for a vehicle declared a total loss and appropriating \$20,790.00 from the unappropriated surplus of the 2005 General Fund to make the monies available for the replacement of said damaged vehicle for use by the Family Court.

(PERFECTED)

[3661](#) AN ORDINANCE appropriating \$18,500.00 from the unappropriated surplus of the 2005 Grant Fund in the acceptance of a grant awarded to the Family Court Division by the Hallmark Cards and the Zimmerman Foundation.

(ADOPTED)

[15596](#) A RESOLUTION authorizing the County Executive to execute an agreement with Boys & Girls Clubs of Greater Kansas City-East Side Unit, to provide funding for Project Learn which focuses on improving academic achievement and commitment to school, at a cost to the County not to exceed \$25,000.00.

(ADOPTED)

[15605](#) A RESOLUTION authorizing the County Executive to execute a new Child Support Enforcement Cooperative Agreement with the Missouri Department of Social Services, Division of Child Support Enforcement in behalf of the Prosecuting Attorney's Family Support Division.

(ADOPTED)

[15607](#) A RESOLUTION authorizing the County Executive to execute a new Supplemental Agreement with the Missouri Department of Social Services, Division of Child Support Enforcement in behalf of the Circuit Court's Family Court Division.

(ADOPTED)

[15609](#) A RESOLUTION transferring \$189,400.00 within the 2005 General Fund to cover the unanticipated cost of outside legal counsel for the remainder of 2005.

(ADOPTED)

To perfect Ordinance 3662. To adopt Ordinance 3661. To adopt Resolutions 15596, 15605, 15607, 15609.

Dennis Waits moved the passage of the consent agenda. Seconded by Eugene Standifer Jr.. 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

[3665](#) Amending the zoning districts established by the Unified Development Code by rezoning a certain 10 ± acres from District A (Agricultural) to District RR (Residential Ranchette) District.

*(Land Use Committee)*

- [3666](#) Appropriating \$39,500.00 from the unappropriated surplus of the 2005 Grant Fund to cover the Family Court Division's Drug Court Supplement grant received from the Missouri Office of the State Courts Administrator.  
*(Anti-Drug Committee)*  
*No dissenting vote to consider Ordinances #3367 and #3368 - not on printed agenda.*
- [3667](#) Dennis Waits moved to perfect Ordinance #3667. Seconded by Bob Spence.  
**The motion passed by a voice vote.** (PERFECTED)
- [3667](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3667. Seconded by Bob Spence.  
**The motion passed by a voice vote.** (APPROVED)
- [3667](#) Dennis Waits moved the passage of Ordinance #3667 as perfected, appropriating \$74,462.00 from the unappropriated surplus of the 2005 Grant Fund and authorizing the County Executive to enter into a Cooperative Agreement with the City of Kansas City, MO, for the KC Stop Violence Grant. Seconded by Bob Spence.  
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)
- [3668](#) Rhonda L. Shoemaker moved to perfect Ordinance #3668. Seconded by Bob Spence.  
**The motion passed by a voice vote.** (PERFECTED)
- [3668](#) Rhonda L. Shoemaker moved to suspend the rules to consider final passage of Ordinance #3668. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)
- [3668](#) Rhonda L. Shoemaker moved the passage of Ordinance #3668 as perfected, appropriating \$12,000.00 from the Unappropriated Surplus of the 2005 Federal Forfeiture Fund for the use of the Prosecuting Attorney's Office and awarding a 12 month Term and Supply Contract for the furnishing of On-Line Legal Publications and Legal Research Services to West Group of Carol Stream, IL for use by the Prosecuting Attorney's Office, the County Counselor's Office and the Corrections Department as a sole source purchase. Seconded by Eugene Standifer Jr..  
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)

**11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE**

[15612](#) Henry C. Rizzo moved the passage of Resolution #15612, authorizing the Jackson County Legislature to hold a closed meeting on Monday, August 29, 2005, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under Section 610.021(1) (2) (3) and (14) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. Seconded by Bob Spence.

Yes: 8 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

No: 1 - Robert A. Stringfield

(ADOPTED)

[15613](#) Authorizing the County Executive to execute an Agreement with the National Center for Fathering to provide training sessions for clients of the Prosecuting Attorney's Office's Family Support Division's Fathering Court Diversion Project at a total cost to the County not to exceed \$25,000.00.

*(Health and Justice Committee)*

[15614](#) Awarding a twelve (12) month term and supply contract for glazing services for use by various County departments to Southtown Glass of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 22-05.

*(Finance and Audit Committee)*

[15615](#) Awarding a twelve (12) month term and supply contract for the furnishing of steel products for use by the Parks and Recreation and Public Works Departments to Residential Steel LLC of Grain Valley, MO, under the terms and conditions set forth in the City of Kansas City, Missouri's Contract No. EV00115, an existing government contract.

*(Public Works Committee)*

[15616](#) Authorizing the County Executive to execute Change Order #1 (Final) to an Agreement with Custom Lighting Service, LLC of Kansas City, MO for Project No. 3022 for design change and adjustment of various plan quantities to as-build quantities resulting in an increase of \$8,848.90 for a new total cost of \$72,591.80 and further authorizing the Manager of Finance to encumber \$8,848.90 and issue final payment on the contract.

*(Public Works Committee)*

[15617](#) Bob Spence moved the passage of Resolution #15617, authorizing the County Executive to execute Change Order #1 (Final) to an Agreement with Boone Construction Company of Columbia, MO for the replacement of the Old 40 Highway Bridge and further authorizing the Manager of Finance to unencumber \$13,300.16 and issue final payment. Seconded by Dennis Waits.

Yes: 8 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

Absent: 1 - Henry C. Rizzo

(ADOPTED)

[15618](#) Authorizing the County Executive to execute an Agreement for the use of COMBAT Grant Match funds in an amount not to exceed \$52,706.00 for the Fort Osage School District-Drug Prevention/Truancy Neglect Program.

*(Anti-Drug Committee)*

[15619](#) Transferring \$52,304.00 within the 2005 Anti-Drug Sales Tax Fund to provide additional funds for the Night Lights Grant, and authorizing the County Executive to execute a First Addendum to Agreement with Pan Educational Institute at an increased cost to the County not to exceed \$52,304.00.

*(Anti-Drug Committee)*

[15620](#) Authorizing the transfer of \$38,000.00 within the Anti-Drug Sales Tax Fund to cover the costs for the purchase of two new vehicles for the Multi-Jurisdictional Drug Task Force.

*(Anti-Drug Committee)*

**12 COUNTY EXECUTIVE ORDERS**

*None.*

**13 UNFINISHED BUSINESS**

*None.*

**14 NEW BUSINESS**

Dan Tarwater, Chairman, said Christmas in the Park is approaching. He asked all legislators to get the names of non-profit organizations interested in participating to Fred Arbanas so the County Legislature can draw names.

Fred Arbanas, County Legislator, said he received a letter from Miriam Pepper with the Kansas City Star regarding the legislators selected by the Chairman of the Legislature. Fred explained that the legislators will not have any meetings and therefore, will not need to comply with the Sunshine law regarding notice of meetings. He said it is a fact finding group, who will attend meetings of the Sports Authority and other groups for the purpose of gathering information. He said they are not trying to hide anything regarding negotiations. He wanted to clarify this to the press and to the public.

Dan Tarwater said the legislators would report their findings during the regular meetings of the County Legislature. He said he did not actually appoint any committees.

Henry C. Rizzo asked if a closed session could be held on negotiations.

Bill Snyder said under the Sunshine law closed sessions may be held regarding lease negotiations.

Dan Tarwater said the outreach task force consists of Henry Rizzo, Scott Burnett and Bob Spence. The purpose of this task force is to inform the community and to get public opinion during open meetings.

Scott Burnett, County Legislator, said the task force wants to have a listening tour in each legislative district and would like to meet with all mayors in Jackson County.

Resolution #15612 was adopted at this time. See page 5 for details.

Legislature goes into closed session.

Legislature reconvenes.

**15 ADJOURNMENT**

Bob Spence moved to adjourn the meeting. Seconded by Eugene Standifer Jr..

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

(APPROVED)

*The next legislative meeting is scheduled to be held on TUESDAY, September 6, 2005 at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.*