



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)*

**Monday, April 6, 1998**

**4:00 PM**

**Fourteenth Regular Meeting**

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

John Patrick Burnett, Vice Chairman, called the meeting of the Jackson County Legislature to order.

**1 ROLL CALL**

Present: Victor E. Callahan, Lisa White Hardwick, John Patrick Burnett, Carl W. Bussey,  
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 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, introduced Greg Gerstner, her appointment to the  
Office of Human Relations and Citizens Complaints Commission (Executive Order No.  
98-09).*

*Victor E. Callahan, Chairman, asked Sandy Schermerhorn, County Counselor, if the  
County has considered entering into the tobacco lawsuit since the County has Truman  
Medical Center and a health component. He asked if the County must formally join the  
suit to get recovery of the potential settlement. Sandy Schermerhorn said she thought  
since it was filed by the Attorney General that the County was precluded but she agreed  
to check into it and report back to the Legislature at the next regular meeting.*

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

[2795](#) Health and Justice Committee moved to perfect. Consent Agenda.

[2796](#) moved to Note Only Ordinance #2796, appropriating \$58,212.00 from the unappropriated surplus of the 1998 Anti-Drug Sales Tax Fund to cover a grant for the Jackson County Drug Task Force funded by the United States Executive Office of the President's Midwest HIDTA Investigative Support Center, for the purpose of contracting with an intelligence analyst

*Anti-Drug Committee recommended to hold Ordinance #2796 in committee.*

*Dennis Waits moved to bring out of committee, Ordinance #2796. 2nd by Dan Tarwater.  
Voice Vote. (APPROVED)*

[2796](#) Dennis Waits moved to perfect Ordinance #2796. Seconded by Dixie M. Flynn.

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

[2796](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #2796. Seconded by Dan Tarwater.

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

[2796](#) Dennis Waits moved the passage of Ordinance #2796 as perfected, appropriating \$58,212.00 from the unappropriated surplus of the 1998 Anti-Drug Sales Tax Fund to cover a grant for the Jackson County Drug Task Force funded by the United States Executive Office of the President's Midwest HIDTA Investigative Support Center, for the purpose of contracting with an intelligence analyst. Seconded by Dixie M. Flynn.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham  
Absent: 1 - Fred Arbanas

**(ADOPTED)**

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

*None.*

## 8 RESOLUTIONS IN COMMITTEE

[12113](#) Land Use Committee moved do pass. Consent Agenda.

[12144](#) Public Works Committee moved do pass. Consent Agenda.

[12146](#) Public Works Committee moved do pass. Consent Agenda.

[12147](#) Land Use Committee moved do pass. Consent Agenda.

**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, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

Absent: 1 - Fred Arbanas

[2795](#)

AN ORDINANCE appropriating \$995.00 from the unappropriated surplus of the 1998 Health Fund and authorizing the Director of the Department of Finance to issue a check in that amount to the Mid America Regional Council as a pass-through of funds received from the Missouri Department of Public Safety, Division of Fire Safety.

(PERFECTED)

[12113](#)

A RESOLUTION authorizing Change Order No. 2 to the contract with Blue Hills Homes Corporation of Kansas City, MO, for construction of a maintenance building addition at Adair Park, increasing the contract amount by \$3,202.00.

(ADOPTED)

[12144](#)

A RESOLUTION authorizing Change Order No. 2 to the contract with Radmacher Brothers Excavation Co., Inc., for the Longview Road at Blue Ridge Project, No. 2075-3, increasing the contract amount by \$49,392.55.

(ADOPTED)

[12146](#)

A RESOLUTION awarding a term and supply contract on Bid No. 4-98 for the furnishing of auto/truck drive line parts for use by the Public Works and Parks and Recreation Departments to Precision Bilt of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$20,000.00.

(ADOPTED)

[12147](#)

A RESOLUTION awarding a term and supply contract on Bid No. 28-98 for the furnishing of carpentry and construction services for use by the Parks and Recreation Department to Courtney Day, Inc., of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$50,000.00.

(ADOPTED)

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

[2797](#)

Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RS (Residential Suburban), a certain 97+ acre tract and approving the preliminary plat "Rolling View Estates," creating an 81-lot residential subdivision.

*(Land Use Committee)*

[2798](#) Approving a conditional use permit to continue placement of a 150-foot free-standing tower for microwave antennas as to a certain 10+ acre tract.

*(Land Use Committee)*

[2799](#) Approving a conditional use permit for the construction of a 42 foot high television receiver terminal as to a certain 10+ acre tract.

*(Land Use Committee)*

[2800](#) Approving a conditional use permit to continue placement of three earth (disc receiving antennas) stations as to a certain 10+ acre tract.

*(Land Use Committee)*

[2801](#) Amending the districts established by the Jackson County Zoning Order by changing from LI (Light Industrial) to RO-p (Residential and Office Use-Planned Development), a certain 0.79+ acre tract and approving the preliminary plat "Lexington Place," creating a 4-lot residential subdivision.

*(Land Use Committee)*

*There will be a public hearing on Ordinances #2797 - #2801 on Monday, April 27, 1998 at 3:00 p.m. in the Independence Legislative Assembly Area.*

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

[12151](#) Approving the purchase of Apple computers and accessories for use by the Prosecuting Attorney's Office under Apple Computer's March 1998 Educational and Government Price List, from Apple Computer of Chicago, IL, at a cost to the County not to exceed \$9,852.00.

*(Health and Justice Committee)*

[12152](#) Victor E. Callahan moved the passage of Resolution #12152, authorizing the Jackson County Legislature to hold a closed meeting on Monday, April 6, 1998, 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, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

Absent: 1 - Fred Arbanas

(ADOPTED)

[12153](#) Victor E. Callahan moved the passage of Resolution #12153, awarding a term-and-supply contract on Bid No. 20-98 for the furnishing of T-shirts and wearing apparel for use by the Parks and Recreation Department to Raytown Screen Printing of Raytown, MO (\$23,500.00), and Midwest Sales of Kansas City, KS (\$16,500.00), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$40,000.00. Seconded by Dan Tarwater.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

[12154](#) Victor E. Callahan moved the passage of Resolution #12154, awarding a term and supply contract on Bid No. 19-98 for the furnishing of catering services for use by the Parks and Recreation Department to Brancato's/Robinson's Catering of Grandview, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$120,000.00. Seconded by Carl W. Bussey.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

[12155](#) Approving the purchase of twelve various type pick-up trucks, for use by the Parks and Recreation Department, from Raytown Dodge of Raytown, MO, under the Mid-America Council of Public Purchasing's Joint Governmental Fleet Bid, an existing government contract of the City of Kansas City, KS, at an actual cost to the County of \$220,017.00.

*(Land Use Committee)*

[12156](#) Awarding a term-and-supply contract on Bid No. 5-98 for the furnishing of auto/truck springs and spring repair for use by the Public Works and Parks and Recreation Departments 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.

*(Public Works Committee)*

[12157](#) Authorizing the County Executive to make application for the Victim Services Volunteer Coordinator Grant from the Missouri Department of Public Safety.

*(Health and Justice Committee)*

[12158](#) Authorizing the County Executive to execute a Cooperative Agreement for Services with the City of Kansas City, Missouri, concerning the Prosecuting Attorney's KC Stop Violence Network Program, at a cost to the County not to exceed \$67,057.00.

*(Health and Justice Committee)*

[12159](#) Authorizing the County Executive to execute an Amendment to the Cooperative Agreement for Services with the City of Kansas City, MO for the implementation of the City's Local Law Enforcement Block Grant program.

*(Anti-Drug Committee)*

[12160](#) Authorizing the County Executive to execute a First Addendum to the Agreement with County Court Services, to provide additional office space for its case management and group and individual counseling services for participants in the Prosecuting Attorney's Deferred Prosecution and Drug Court programs, in an amount not to exceed \$20,400.00.

*(Anti-Drug Committee)*

*No dissenting vote to consider Resolutions #12161 and #12162- not on printed agenda.*

[12161](#) Dan Tarwater moved the passage of Resolution #12161, authorizing the County Executive to execute a License Agreement with Maple Wood Productions, Inc., to allow filming of the motion picture "To Live On" at Fleming and Mouth of the Little Blue Parks. Seconded by Dixie M. Flynn.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

*Resolution #12152 was adopted at this time. See page 3 for detail.*

[12162](#) Victor E. Callahan moved the passage of Resolution #12162, authorizing the County Counselor to settle the case of Fair-Kincaid v. Circuit Court of Jackson County, No. 97-0205-CV-W-3, now pending in the United States District Court for the Western District of Missouri for a total payment of \$32,500.00. Seconded by Dennis Waits.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

## 12 COUNTY EXECUTIVE ORDERS

*None.*

## 13 UNFINISHED BUSINESS

Legislature goes into closed session.

Legislature reconvenes.

Resolution #12162 was adopted at this time. See above for detail.

## 14 NEW BUSINESS

*None.*

15      **ADJOURNMENT**

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

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

(APPROVED)

*Meeting adjourned until Monday, April 13, 1998 at 4:00 p.m. in the Legislative Assembly Area, Independence, Missouri.*