



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
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Henry C. Rizzo (2nd AL), Chairman, Bob Spence (6th), Vice-Chairman,
Robert A. Stringfield (1st AL), Fred Arbanas (3rd AL), Scott Burnett (1st),
Eugene Standifer Jr. (2nd), Dennis Waits (3rd), Dan Tarwater (4th),
Rhonda L. Shoemaker (5th)

Monday, April 17, 2006

2:30 PM

Seventeenth Regular Meeting

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

Henry C. Rizzo, 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, Bob Spence and Bob Spence
Absent: Rhonda L. Shoemaker

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dan Tarwater moved to approve the journal of the previous meeting held on 4/10/2006.
Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Dan Tarwater, County Legislator, thanked staff at Longview Golf Course and of the Parks and Recreation Department for hosting the legislative meeting last week.

Henry C. Rizzo agreed.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, gave an overview of what her Administration has found over the last week regarding indirect costs.

She said Robert Antrim who is the Director at Maximus Inc., indicated that in terms of indirect costs the county had a potential of recovery of \$9.4 million, if we did a audit of our indirect costs. He based it on St. Louis County, since it is similar in size, form of government and state authorization. She said Prosecuting Attorney, Mike Sanders, indicated in a speech to some labor people, he thought there was \$4.5 million that he would recover in new money and it could be used for raises for Jackson County employees. She talked to Mr. Antrim with Maximus and he indicated that the smaller part of it is federal grant indirect cost reimbursement. He said the other part comes from a state law that authorizes counties to charge up to a 3% administrative cost to the Road and Bridge Fund and the Park Fund, which is where St. Louis County received the majority of its money.

Katheryn Shields said Jackson County receives about \$7.5 million in grants. In talking with the State and employees of our Finance Department, indirect costs reimbursement average about 6% of the total amount of the grant. So if we have \$7.5 million in grants and if every grant qualified for indirect reimbursement we could expect about \$450,000.00. They talked to Michael Dane, a grant supervisor with the Federal Office of Management and Budget, who indicated that very few federal grants actually have provisions for the reimbursement of indirect costs. He said in reviewing the grant application there is a page that has a box for the applicant to check if they want to be reimbursed for indirect costs. If the terminology does not exist on the application, Mr. Dane believes that means it is a grant that does not reimburse indirect costs. Staff reviewed all of the Administration's grant applications and found none that can receive reimbursement. Staff reviewed grant applications from the Sheriff's Department and found one grant that was eligible for reimbursement but the Sheriff did not check the box. She said staff is currently checking to see if even though the box was not checked if it is possible to go back and get the reimbursement. The grant was in the amount of \$20,000.00 so the reimbursement would be approximately \$1,200.00 at the rate of 6%. She said they were not able to look at the grants in the Prosecutor's office, so they could not do a study.

She said in the past, wife and child support has been reimbursed for grants. In 1995 they were reimbursed \$115,000.00, in 1996 the amount was almost \$115,000.00, in 1997 the amount was almost \$103,000.00, in 1998 the amount was \$94,000.00 and in 1999 the amount was almost \$98,000.00. There is a pool of between \$100 - 115,000.00 of indirect costs just from wife and child support that would be accessible if the study was done.

Under state law, Jackson County is authorized up to 3% administrative charge that can be charged against the Road and Bridge Fund and or the Park Fund. It states that the indirect cost study must be done to qualify for reimbursements. This is not new money but money from the two funds that you would transfer to the General Fund. The 2006 Park Fund budget is \$14.5 million and with the 3% surcharge there would be the possibility of transferring from the Park Fund \$430,000.00 to the General Fund. The 2006 Road and Bridge Fund budget is \$25.5 million and with the 3% surcharge would be \$900,000.00 that could be transferred. However, there is no surplus in either fund, so if the County Legislature wanted to transfer the amounts from the Road and Bridge or Park Fund budgets into the General Fund, the budgets would need to be cut in order to make the transfer. The County Legislature appropriated most of the money from the Road and Bridge and Park Funds, except for approximately \$30,000.00 in the Park Fund and approximately \$50,000.00 in the Road and Bridge Fund. She said some numbers were presented last week and she is just trying to present the reality of the numbers.

Katheryn Shields then talked about the cost of the study. She received the proposal, qualifications and references from Maximus, the outside auditor that was present at the legislative meeting last week. She said they are clearly a very qualified company and could easily do the indirect cost allocation. Maximus indicated a cost of \$24,000.00 to do the audit, once we have presented to them all the materials needed for them to figure the

calculations. They provided two pages, single page, of everything they needed from the county. The Finance Department estimated that it would take 540 staff hours to get the information for the auditors. She said 100 hours would be for basic entry level employees and 440 hours would be for management level employees. The dollar amount for staff (internal cost) is estimated at \$24,000.00. The real issue is that the county is currently engaged in doing a shift to a new financial management system and also a shift to a new Human Relations system. Staff in the Finance Department are focused on completing this task. This is also the time that staff is getting documentation ready for the annual audit that is conducted. This is a busy time for the county. She asked Mr. Antrim and also a local accounting firm that has done business with Jackson County, if it is possible that they could do the cost study and if they could pull the information together if we pointed them in the right direction, without having to pull our staff in Finance to work on this project. Mr. Antrim was open to discussing this idea. McGladrey auditing firm quoted a total price of \$41,000.00 to do the research utilizing their staff and the cost study.

She said for the most part the indirect cost departments include the Counselor, MIS, Facilities Management, Finance, Purchasing and Personnel. Staff will need to determine how much of their time is allocated to tasks relating to grants over the past year. Then the auditors verify and calculate in order to present the plan to the State of Missouri.

Katheryn spoke with Dianne Salisbury with the State of Missouri who oversees Jackson County's wife and child support grant. Ms. Salisbury said she has received authorization for Jackson County to go back 21 months. However, in order to get reimbursements for that time period, two cost studies will need to be done because they require one study for each year. She said she is glad this was brought to the attention of the Administration and Legislature. She thinks we should move forward with the study. With the Legislature's support, she hopes that most of the work can be done by the outside accountant so the new financial management and personnel system will not be delayed. She wanted the Legislature to know the reality of the reimbursements Jackson County will receive, which will be approximately \$115,000.00.

Damian Thorman, Deputy Director of the Family Support Division, responded to some important points made by the County Executive. He said the Prosecutor's office is a small part of the overall county budget. For the child support program for the State of Missouri we get indirect cost reimbursement. For the last cycle, Jackson County received 6% which is \$180,000.00 of the current budget. One of the issues raised by the Prosecutor was that the county cannot receive reimbursement under a federal grant unless there is an indirect cost analysis. The study has not been done since 1994. In 1994 the study was done and used repetitively as indicated by the County Executive. In 1998, Jackson County stopped the study completely.

He said the Office of Management and Budget will try to discourage people from capturing indirect costs. The federal grants provide for a set indirect cost rate in the range of 2 to 15%. This service can provide in chronicle the actual indirect cost above and beyond the cap amount. He said the opportunity for indirect cost is potentially much more significant than just the family support area. He said Boone, St. Louis, Clay and Buchanan Counties have strongly recommended that we do the analysis. These counties do the analysis because they receive a significant return on their investment. Boone County said they spent almost no time with Maximus in terms of the accounting. Damian spoke with Mr. Cowans, who was present last week from Maximus. Mr. Cowans indicated that it would take an hour on the front end by department directors who oversee the administrative side of this program and a half hour to hour on the back end to capture the information to prepare the report.

Dennis Waits, County Legislator, said he thinks the Legislature is in favor of doing this even if we do not know the exact figures.

Katheryn Shields said the law department has already drafted a professional services contract and they are in discussions with Maximus regarding liability issues. She feels they will get it worked out.

Dennis Waits asked about the time frame. He asked what kind of turn around time Maximus has given.

Katheryn Shields said Maximus said they needed to begin getting the information requested as early as May 1 in order to be finished by June 30th. Maximus said they would explore with the State of Missouri whether or not Jackson County could get a 30 day extension, to increase the likelihood of getting the report done.

Dennis Waits asked how many temp hours will be needed. He also asked what kind of time table they are on so we can figure what to expect as far as dollars.

Katheryn Shields asked if the Legislature would approve the Administration getting both the internal and external work done for the total price of \$41,000.00.

Dan Tarwater, County Legislator, said the indirect cost analysis is accountability to the taxpayer. He does not want this to become a political event. The \$24,000.00 for the study is already in the budget.

Katheryn Shields said she was shocked last week when she found out that Jackson County had stopped doing the indirect cost study. She said the studies started in 1995 and were done through 1999.

Bob Spence, County Legislator, said he is ready to proceed with this study. He said this type of study requires a lot of clerical work. He wants to find out the most efficient way to get the job done and hire them to execute the plan.

Katheryn said Mr. Antrim from Maximus said he thought it would take at least 40 hours of work by someone of a very high level in the Finance Department, at least a couple of hours with each department head and he was not sure about time needed by low level employees to pull records.

Fred Arbanas, County Legislator, said he understands that the County Executive is just saying not to expect such large reimbursements as was presented last week.

Dennis Waits asked if there is something to be gained by working with Maximus and determining what really is indirect cost.

Damian responded that Maximus' expertise lies in their ability to go deeper and find costs that other people would not normally find.

Katheryn Shields said she wants to move forward but does not want to harm the other initiatives in progress. She is committed in finding a way to do it. It is her understanding that the Prosecutor's office has identified the funds and next week they will present it to the Legislature so the funds can be transferred.

Henry C. Rizzo asked why it would be a professional services contract and not a resolution.

Dennis Waits said he thought last week it was left open. Katheryn was in favor of the executive contract and the thought was that it would move faster.

Katheryn said it is a professional service and under the charter, the County Executive

enters into professional services contracts.

Dan Tarwater said they want to avoid more discussions next week. He thinks it is great if the County Executive will enter into a personal services contract.

Henry C. Rizzo said everyone agrees to proceed with this matter.

6 PERFECTON OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3748](#) Health and Justice Committee moved to perfect. Consent Agenda.

Fred Arbanas moved to waive the reading of Ordinances #3750 and #3751. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

The Land Use Committee will have a public hearing regarding Ordinances #3750 and #3751 on Friday, April 21, 2006 at 1 P.M. at Fleming Hall.

[3750](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RE (Residential Estates) a certain 3.01± acre tract.

(Land Use Committee - 2nd. Perfection)

[3751](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District GB (General Business) a certain 10.1± acre tract.

(Land Use Committee - 2nd. Perfection)

[3754](#) Health and Justice Committee moved to perfect. Consent Agenda.

[3755](#) Health and Justice Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3752](#) Consent Agenda.

[3753](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[15827](#) A RESOLUTION authorizing the County Executive to execute contracts with Meredith Corporation d/b/a KCTV 5 of Fairway, KS, and KCCP Trust d/b/a Time Warner Cable of Milwaukee, WI for use by the Parks and Recreation Department, at an aggregate cost to the County not to exceed \$72,500.00, as a sole source purchase.

(Land Use Committee - 5th. Meeting)

[15846](#) A RESOLUTION awarding a term and supply contract on Bid No. 4-06 for the furnishing of janitorial services for use by the Facilities Management Department, Medical Examiner's Office, Public Works Department, and Jackson County Board of Election Commissioners to Riteway Maintenance and Supply of Kansas City, MO, to provide for departmental needs for the upcoming twenty-four month period.

(Finance and Audit Committee - 1st. Meeting)

The Finance and Audit Committee moved to adopt Resolution #15846.

After some discussion, Chairman Rizzo sent it back to committee.

9 CONSENT AGENDA

[3748](#) AN ORDINANCE repealing section 4401., Jackson County Code, 1984, relating to nuisances, and enacting, in lieu thereof, one new section relating to the same subject.

(PERFECTED)

[3754](#) AN ORDINANCE appropriating \$10,000.00 from the unappropriated surplus of the 2006 Federal Forfeiture Fund to cover the costs of online legal publication and legal research services for use by the Prosecuting Attorney's Office.

(PERFECTED)

[3755](#) AN ORDINANCE appropriating \$2,000.00 from the unappropriated surplus of the 2006 Grant Fund in acceptance of reimbursement funds awarded to the Jackson County Sheriff's Department by the Missouri Safety Center for the Pick Up Truck Overtime STEP Enforcement Project, to promote seat belt usage in pick up trucks.

(PERFECTED)

[3752](#) AN ORDINANCE appropriating \$4,605.00 from the unappropriated surplus of the 2006 Grant Fund in acceptance of a grant awarded to the Family Court Division for its Child Protection Center Program by the U.S. Office of Juvenile Justice and Delinquency Prevention and National Children's Alliance, covering expenses for necessary equipment for the program.

(ADOPTED)

[3753](#) AN ORDINANCE appropriating \$10,000.00 from the unappropriated surplus of the 2006 Anti-Drug Sales Tax Fund to cover the Organized Crime Drug Enforcement Task Force overtime and authorized expense program funded by the U.S. Department of Justice.

(ADOPTED)

To perfect Ordinances 3748, 3754, 3755. To adopt Ordinances 3752, 3753.

Dan Tarwater moved the passage of the consent agenda. Seconded by Eugene Standifer Jr.. The motion passed by a roll call vote:

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Bob Spence and Bob Spence
Absent: 1 - Rhonda L. Shoemaker

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3756](#) Appropriating \$300,000.00 from the unappropriated surplus of the 2006 General Fund to provide supplemental funding for the Family Court's capital improvement program.
(Health and Justice Committee)

[3757](#) Appropriating \$2,000.00 from the unappropriated surplus of the 2006 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)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15850](#) Authorizing an extension to the Health Care Foundation of Greater Kansas City Forensic Evaluation and Service Specialist Grant awarded to the Family Court to supplement the Child Protection Center program, at no additional cost to the County.
(Health and Justice Committee)

[15851](#) Transferring \$24,165.00 within the 2006 Anti-Drug Sales Tax Fund to allow the purchase of ballistic vests for the Multi-Jurisdictional Drug Task Force.
(Anti-Drug Committee)

[15852](#) Authorizing the Director of Finance and Purchasing to issue a check in the amount of \$3,000.00 to Transmute Media LLC, for web hosting and related services for COMBAT.
(Anti-Drug Committee)

[15853](#) Awarding contracts for the furnishing of vehicles for use by the Parks and Recreation Department and the Sheriff's Office to Raytown Dodge of Raytown, MO, Shawnee Mission Ford of Shawnee, KS, and Joe Machens Ford of Columbia, MO, under the Mid-America Council of Public Purchasing's Joint Governmental Fleet Bid, existing government contracts of the City of Overland Park, KS, and the State of Missouri, at an actual aggregate cost to the County of \$261,419.00.
(Land Use Committee)

[15854](#) Awarding a contract for the furnishing of officiating services for the 2006 Adult Soccer Leagues for use by the Parks and Recreation Department to Metropolitan Soccer Referee Association of Grandview, MO, at a cost to the County not to exceed \$30,000.00, as a sole source purchase.
(Land Use Committee)

[15855](#) Declaring certain property at the Public Works Department as surplus personal property and authorizing its disposal by way of sale as salvage to Countyline Auto Parts in the amount of \$7,000.00.
(Public Works Committee)

[15856](#)

Authorizing the County Executive to execute contracts with Hearst-Argyle Television, Inc., d/b/a/ KMBC-TV 9 of Kansas City, MO, Fox Entertainment Group d/b/a WDAF-TV of Kansas City, MO, and Scripps Howard Broadcasting d/b/a NBC Action News of Kansas City, MO, for use by the Public Works Department to facilitate the Public Information Campaign at a total aggregate cost to the County not to exceed \$42,500.00.

(Public Works Committee)

12 COUNTY EXECUTIVE ORDERS

[06-07](#)

I hereby appoint Marilyn M. Shapiro to the Board to replace Robert Murphy, for a term to expire December 31, 2009. A copy of Ms. Shapiro's resume is attached.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Henry C. Rizzo asked Troy Thomas if the county was getting close to funding the Memorandum of Understanding so they could receive a raise.

Troy Thomas, Chief Financial Officer, said the Prosecuting Attorney can fund the MOU's if they identify sufficient hard savings in their budget, independent of identifying any new revenues. Troy said he will be reviewing revenues.

Dennis Waits asked Troy to provide the revenues for last year, the projections for this year and the actuals for this year as well as the fourth quarter of last year and the first quarter of this year.

15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Eugene Standifer Jr..

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, April 24, 2006 at 2:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.