



# 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)

---

Monday, July 25, 2005

2:30 PM

Twenty-ninth Regular Meeting

---

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

---

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 7/19/2005.  
Seconded by Eugene Standifer Jr..

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

(APPROVED)

**4 HEARINGS**

None.

*J. D. Williams, Presiding Judge of the Circuit Court of Jackson County, spoke about Ordinance #3642 which dealt with employee compensation. The Ordinance does not apply to those employee's who work in the Judiciary. All of his employee's do not work for Jackson County. Some employee's are provided for by the State of Missouri. About 37% of County employees also work for Circuit Court. He asked his financial people to take a look at the Ordinance and in order to give the 3% increase to the 37% of county employees who also work for Circuit Court, they would have to eliminate about 25 full time employees. The cost of the 3% increase to the Court would be \$581,000.00. They can not do that without impairing their ability to serve the public and perform their duties in the Circuit Court. They are extremely interested in securing for his employees additional compensation which the Legislature provided to other county employees. He sent a letter to the Legislators endorsing compensation for all county employees whether they worked for the court or other branch and department of the County. At this point there is nothing Circuit Court can do that would not be detrimental to the public welfare and safety. He asked that the Legislature remain receptive if they are able to find some type of budgetary saving or anything that would enable them to respond to the extent that they can give their employees some type of compensation.*

*Dan Tarwater, Chairman, said that the Legislature wants to look at all options and efficiencies. He asked Judge Williams to report back with any changes.*

*Henry C. Rizzo, County Legislator, asked if a bond or putting something on the ballot would help.*

*Katheryn Shields, County Executive, said it would depend. They have not gotten in to it yet.*

*Henry C. Rizzo asked about court fees.*

*Judge Williams said that was controlled by the State of Missouri.*

## 5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

*Katheryn Shields, County Executive, gave a brief report on the National Association of Counties Convention. Jackson County received another national environmental award for its recycling program with the Chiefs and Royals. Her staff that attended the NACO Conference worked very hard with the hosting city and learned a lot that will help in 2008 when NACO holds their convention in Jackson County, Missouri.*

*Robert A. Stringfield, County Legislator, talked about the Comprehensive Annual Financial Report distributed last week. Four areas concern him and they are the employee contributions we have to do on the pension fund and employee benefit fund, being up front with employees, the 911 special revenue fund and adverse decisions on lawsuits.*

*Henry C. Rizzo asked the County Executive if there would be major changes to the front of the Kansas City Courthouse.*

*Katheryn Shields said there will be a difference but that it will not be dramatic.*

## 6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Fred Arbanas moved to waive the reading of Ordinances #3643 through #3646.

Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

The Land Use Committee will have a public hearing on Friday, July 29, 2005 at 1:00 p.m. at Fleming Hall regarding Ordinances #3643 through #3646.

### [3643](#)

AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 1.6 ± acres from District LI (Light Industrial) to GB-P (General Business-Planned Zoning) District.

*(Land Use Committee - 2nd. Perfection)*

### [3644](#)

AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 10.3 ± acres from District A (Agricultural) to District RR (Residential Ranchette) District.

*(Land Use Committee - 2nd. Perfection)*

[3645](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 15 ± acres from District A (Agricultural) to District RR (Residential Ranchette) District.

*(Land Use Committee - 2nd. Perfection)*

[3646](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 78.8 ± acres from District A (Agricultural) to District RE (Residential Estates) District and approving preliminary plat "Leisure Acres" creating a twenty-two (22) lot residential subdivision.

*(Land Use Committee - 2nd. Perfection)*

[3647](#) Public Works Committee moved to perfect.

*Bob Spence objects to the consent agenda.*

[3647](#) Bob Spence moved to perfect Ordinance #3647. Seconded by Dennis Waits.

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

(PERFECTED)

[3647](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3647. Seconded by Dennis Waits.

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

(APPROVED)

*Consent Agenda. See Final Passage of Proposed Ordinances.*

[3648](#) Finance and Audit Committee moved to perfect. Consent Agenda.

[3649](#) AN ORDINANCE 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.

*(Finance and Audit Committee - 1st. Perfection)*

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3647](#) Consent Agenda.

## 8 RESOLUTIONS IN COMMITTEE

[15552](#) Recommending on an interim basis until the Jackson County Ethics Commission meets and establishes procedures for the receipt and investigation of such complaints that all conflict of interest complaints be referred to the Office of the Prosecuting Attorney.

*(WITHDRAWN BY SPONSOR STRINGFIELD, CONCURRED BY WAITS AND ARBANAS)*

[15558](#) Public Works Committee moved do pass. Consent Agenda.

[15559](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15560](#) Public Works Committee moved do pass. Consent Agenda.

[15561](#) Public Works Committee moved do pass. Consent Agenda.

[15562](#) Eugene Standifer Jr. moved the passage of Resolution #15562, honoring the life and works of Commissioner Mildred L. Watson. Seconded by Henry C. Rizzo.

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)

[15563](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15564](#) Public Works Committee moved do pass. Consent Agenda.

[15565](#) Public Works Committee moved do pass. Consent Agenda.

[15567](#) Anti-Drug Committee moved do pass. Consent Agenda.

## 9 CONSENT AGENDA

[3648](#) AN ORDINANCE transferring \$10,468.00 from the After School Supervision Education and Treatment grant and appropriating \$10,468.00 to the Community Restitution Diversion Program for a reallocation of funds as approved by the grantor.

(PERFECTED)

[3647](#) AN ORDINANCE appropriating State of Missouri reimbursement fund in the amount of \$600,224.39 from the 2005 Road and Bridge Fund to cover the costs for Colbern Road Phases II and III and other road and bridge highway projects.

(ADOPTED)

[15558](#) A RESOLUTION authorizing and directing the Office of the County Counselor to institute condemnation proceedings on certain tracts of land required for the purpose of widening Colbern Road known as Phase III, Project No. 2455.

(ADOPTED)

- [15559](#) A RESOLUTION awarding a twenty-four (24) month term and supply contract for the furnishing of maintenance on Motorola radios for use by various County departments, to Commenco, Inc., of Kansas City, MO, under the terms and conditions of Electronic Solicitation No. BB200536.  
(ADOPTED)
- [15560](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of emergency sewer repair service and public and storm sewer and culvert clean out for use by various County departments to Ace Pipe Cleaning Inc., of Kansas City, MO, under the terms and conditions of Electronic Solicitation No. BB200561.  
(ADOPTED)
- [15561](#) A RESOLUTION awarding twelve (12) month term and supply contracts for the furnishing of Ford parts for use by the Public Works and Parks and Recreation Departments to Independence Lincoln Mercury of Independence, MO and Midway Ford Truck Center Inc., of Kansas City, MO, under the terms and conditions set forth in existing government contracts of the City of Independence, MO.  
(ADOPTED)
- [15563](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of printing stationary, envelopes, and business cards for use by various County departments to Service Printing & Graphics of Kansas City, MO, and S&S Printing of Oak Grove, MO, under the terms and conditions of Electronic Solicitation No. BB200549.  
(ADOPTED)
- [15564](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of automatic transmission service for use by the Public Works and Parks and Recreation Departments to Certified Transmission Rebuilders of Independence, MO under the terms and conditions of Invitation to Bid No. BB200529.  
(ADOPTED)
- [15565](#) A RESOLUTION authorizing the County Executive to execute Modification No. 1 to an Intergovernmental Cooperative Agreement with the City of Lee's Summit, Missouri, regarding cost-sharing for the improvement of Colbern Road, Phase II, Project No. 2411  
(ADOPTED)
- [15567](#) A RESOLUTION authorizing the County Executive to execute a Fifth Addendum to the Agreement with the Salvation Army, to provide housing for homeless Drug Court referrals, for the Prosecuting Attorney's Deferred Prosecution and Drug Court Programs, at an increased cost to the County not to exceed \$25,000.00 and extending the Agreement for a period of twelve months.  
(ADOPTED)

To perfect Ordinance 3648. To adopt Ordinance 3647. To adopt Resolutions 15558, 15559, 15560, 15561, 15563, 15564, 15565, 15567.

Dennis Waits moved the passage of the consent agenda. Seconded by Henry C. Rizzo. 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

### 3651

Appropriating \$270,757.00 from the unappropriated surplus of the 2005 Grant Fund to cover the Jackson County Health Department's Jail Diversion by Law Enforcement Crisis Intervention grant received from the U. S. Department of Health and Human Services and authorizing the County Executive to execute contracts with Community Network for Behavioral Healthcare, Inc. ("CommCare") in the amount of \$95,592.00, Re-Discover Mental Health Services ("Re-Discover") in the amount of \$40,500.00, Swope Health Services ("Swope") in the amount of \$45,500.00, and Truman Medical Center ("TMC") in the amount of \$3,000.00.

*(Health and Justice Committee)*

*No dissenting vote to consider Ordinance #3652 - not on printed agenda.*

### 3652

Bob Spence moved to perfect Ordinance #3652. Seconded by Fred Arbanas.

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

**(PERFECTED)**

### 3652

Bob Spence moved to suspend the rules to consider final passage of Ordinance #3652. Seconded by Rhonda L. Shoemaker.

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

**(APPROVED)**

### 3652

Bob Spence moved the passage of Ordinance #3652 as perfected, a ORDINANCE appropriating \$1,379,664.00 from the unappropriated surplus of the 2005 Special Road and Bridge Fund in connection with the Blackwell Road and Woods Chapel Road public improvement project number 2293. Seconded by Rhonda L. Shoemaker.

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

### 15568

Awarding a contract for flotation replacement at the Blue Springs Marina and replacement of the fish cleaning station top at the Longview Marina for the Parks and Recreation Department to Galva Foam Marine Ind., of Camdenton, MO, under the terms and conditions of Invitation to Bid No. 11-05 in an amount not to exceed \$70,000.00.

*(Land Use Committee)*

[15569](#) Henry C. Rizzo moved the passage of Resolution #15569, transferring \$352,436.00 within the 2005 Public Building Corporation Capital Projects Fund, awarding a contract for the purchase of human resources and payroll system software, installation, training, consulting, and customization services for use County wide to Mangrove Software, Inc., under the terms and conditions of an existing government contract, and authorizing the County Executive to execute that Agreement in a form to be approved by the County Counselor at a cost to the County not to exceed \$290,757.00 and further authorizing the County Executive to execute change orders as a contingency in an amount not to exceed \$25,000.00 for a total authorized amount not to exceed \$315,757.00, and providing \$75,118.00 for the purchase of additional hardware and software under existing term and supply contracts for a project total of \$390,875.00. 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)

[15570](#) Henry C. Rizzo moved the passage of Resolution #15570, authorizing the Jackson County Legislature to hold a closed meeting on Monday, July 25, 2005, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under Section 610.021(1) (2) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. Seconded by Dennis Waits.

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

No: 1 - Robert A. Stringfield

(ADOPTED)

[15571](#) Awarding a twelve (12) month term and supply contract for the furnishing of International Truck parts and service for use by the Public Works and Parks and Recreation Departments from KCR International Truck, Inc., of Kansas City, MO, under the terms and conditions set forth in the City of Kansas City, MO's contract No. PA4415, an existing government contract.

*(Public Works Committee)*

[15572](#) Accepting a temporary construction easement and authorizing a payment to Aquila Inc., in the total amount of \$10,000.00, for the Colbern Road, Phase II Project.

*(Public Works Committee)*

[15573](#) Declaring certain property as surplus personal property and authorizing its disposal.

*(Health and Justice Committee)*

[15574](#) Dennis Waits moved the passage of Resolution #15574, authorizing the County Executive to execute a 1st Addendum to Agreement with Move Up for the creation of a Community Outreach Position, at a total cost not to exceed \$32,400.00. Seconded by Henry C. Rizzo.

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)

[15575](#) Accepting temporary and permanent construction easements, and authorizing payment to the property owners, E.J. and Mary Purnell, in the total amount of \$10,000.00 for the Colbern Road Phase III Project.

*(Public Works Committee)*

*Robert A. Stringfield moved to adopt Resolution #15576. Motion was not seconded.*

*Dan Tarwater, Chairman, assigns Resolution #15576 to the Inter-Governmental Affairs Committee.*

*Robert A. Stringfield objects. He would like the Resolution sent to the Legislature as a Whole.*

*Dan Tarwater assigns Resolution #15576 to the Land Use Committee.*

[15576](#) For restitution for loss of parkland.

*(Land Use Committee)*

*No dissenting vote to consider Resolution #15577 - not on printed agenda.*

[15577](#) Henry C. Rizzo moved the passage of Resolution #15577, authorizing a twelve (12) month term and supply contract for the furnishing of HVAC service and repair for use by various County departments to U. S. Engineering Company of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 15-05. 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)

## 12 COUNTY EXECUTIVE ORDERS

[05-15](#) I hereby appoint Don P. Saxton to the Board of Services for the Developmentally Disabled for a term to expire December 31, 2007, occasioned by the expiration of the term of Janet C. Baldwin. A copy of his resume is attached.

[05-16](#) I hereby appoint Joy J. Payne to the Community Mental Health Fund for a term to expire September 30, 2009. A copy of her resume is attached.

## 13 UNFINISHED BUSINESS

None.



**14 NEW BUSINESS**

Dan Tarwater said Children's Mercy Hospital would like to invite the Legislature to a tour/update luncheon. He would like to schedule it for next month before one of the legislative meetings in Kansas City.

Scott Burnett, County Legislator, said he would like to tour or have a legislative meeting at Truman Medical Center-Lakewood to look at the work going on at that facility.

Resolution #15570 was adopted at this time. See page 6 for details.

Legislature goes into closed session.

Legislature reconvenes.

**15 ADJOURNMENT**

Henry C. Rizzo moved to adjourn the meeting. Seconded by Bob Spence.

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

(APPROVED)

*Meeting adjourned until Monday, August 1, 2005 at 2:30 p.m. in the Legislative Assembly Area, Kansas City, Missouri.*