



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
Ronald E. Finley (2nd), Vice-Chairman
Scott Burnett (1st), Dennis Waits (3rd), Dan Tarwater (4th),
Terry Young (5th), Bob Spence (6th), Lisa White Hardwick (2nd AL),
Fred Arbanas (3rd AL)

Monday, September 27, 1999

3:30 PM

Thirty-seventh Regular Meeting

Independence City Hall, 111 Maple, Council Chambers, Ground Floor

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, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

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 . Seconded by Terry Young.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

Resolution #12880 was adopted at this time. See page 4 for details.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, announced that Jackson County is going to receive an award from the Alliance for the mentally ill because of the design of the new detention center annex. The annex was designed so that one of the housing units housed only mentally ill persons. This allows staff to evaluate those individuals better, to segregate them from the rest of the population so they are not preyed upon and they are not preying on other prisoners. It also allows Corrections personnel to begin hooking those persons up with mental health resources in the community so that when they return to the community they are better prepared to cope with life in Jackson County and not return to the facility.

Secondly, she stated that Forbes magazine is putting together a panel on the issue of revitalizing America's infrastructure. Katheryn Shields, along with other County Executives, has been asked to be part of a panel dealing with this issue. The reason she was asked to represent Jackson County is because of the city/county cooperative project we had with the Trigen chilled water loop. The panel will be discussing how private industry has worked with government to revitalize cities.

Ms. Shields talked about the issue of security at the marinas and Christmas in the Park. The company that had won the bid on this service will no longer be operating at the close of this month. Therefore, an emergency purchase authorization has been issued for the next lowest bidder so there will be no lapse in security through the end of this season.

The 24th Annual Missouri Town fall festival is this weekend, October 2nd and 3rd. Hours are 10 a.m. - 6 p.m. on Saturday and 11 a.m. - 5 p.m. on Sunday. The cost is \$5.00 for a car or van and \$20.00 for a bus.

Dan Tarwater asked the term of the new contract for security at the marinas.

Katheryn Shields responded that it was through the end of 1999 and will then go out for bid again.

Ronald E. Finley, County Legislator, asked the County Executive when and where was the seminar she would attend for Forbes magazine.

Katheryn Shields replied that it was being held in New York City and she would attend on Monday and Tuesday, October 4th and 5th.

Ronald E. Finley asked if the meetings would be taped so the Legislature could take advantage of the discussion.

Ms. Shields said if tapes are available she would request copies.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Fred Arbanas moved to waive the reading of Ordinances #2954 through #2957. 2nd. by Dennis Waits.
Voice Vote. (APPROVED)

The Land Use Committee will have a public hearing regarding Ordinances 2954, 2955, 2956, and 2957 on Friday October 1, 1999 at 1 p.m. at Fleming Hall.

[2954](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to LI (Light Industrial), a certain 10 + acre tract.

[2955](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 10 + acre tract.

[2956](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 19.5 + acre tract.

[2957](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 10 + acre tract.

[2960](#) Finance and Audit Committee moved to perfect.

Ronald E. Finley objects to the consent agenda.

[2960](#) Dan Tarwater moved to perfect the Finance and Audit Committee Amendment of 9/27/1999, to insert the words "WHEREAS, the County Counselor has agreed to provide the County Legislature in closed session, weekly or as frequently as the Legislature desires, the following: updates on the progress of the litigation, updates on expenditures from this appropriation, copies of all agreements entered into on behalf of the county paid for out of this appropriation and copies of all billings statements or invoices received and/or paid out of the funds appropriated hereby; and, WHEREAS, the County Counselor has agreed the funds appropriated hereby shall be spent only on litigation of claims arising out of or associated with the construction or renovation of the Detention Center; and," after the first paragraph on page one, to insert the words "and, BE IT FURTHER ORDAINED that any funds appropriated by this Ordinance which remain unencumbered or unspent at the end of the 1999 budget year, unless transferred as authorized by the county code, shall revert to the unappropriated surplus of the criminal justice improvement fund." after the "BE IT ORDAINED" paragraph on page two.. Seconded by Dennis Waits.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Scott Burnett, Dennis Waits, Terry Young and Bob Spence

No: 1 - Ronald E. Finley

(PERFECTED)

[2960](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2960. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

[2960](#) Fred Arbanas moved the passage of Ordinance #2960 as perfected, appropriating \$450,000.00 from the unappropriated surplus of the 1999 Criminal Justice Fund to cover costs associated with the litigation of claims arising out of the Jackson County Detention Center Annex project. Seconded by Dennis Waits.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Scott Burnett, Dennis Waits, Terry Young and Bob Spence

No: 1 - Ronald E. Finley

(ADOPTED)

[2961](#) AN ORDINANCE appropriating \$119,946.60 from the unappropriated surplus of the 1999 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.

[2962](#) AN ORDINANCE transferring \$6,871.00 within the 1999 General Fund and appropriating \$34,356.00 from the unappropriated surplus of the 1999 Grant Fund to cover the Victim Services Advocates Grant received from the Missouri Department of Public Safety, and the transfer of matching funds.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[2951](#) Consent Agenda.

[2958](#) Consent Agenda.

[2959](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[12859](#) A RESOLUTION authorizing the County Executive to execute an agreement with Della Lamb Community Services Center, in the amount of \$30,000.00.

[12861](#) A RESOLUTION awarding a term and supply contract on Bid No. 105-99 for the furnishing of janitorial services for County buildings to Rite-Way Magic Supply of Grandview, MO (\$535,925.00) and Modern Maintenance of Overland Park, KS (\$205,029.02), to provide for countywide needs for the upcoming two-year period, in the estimated aggregate annual amount of \$740,954.02.

[12880](#) Bob Spence moved the passage of Resolution #12880, congratulating Megan Evans on receiving the Originality and Design Award at the All American Soap Box Derby Championship. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

(ADOPTED)

[12882](#) Finance and Audit Committee moved do pass. Consent Agenda.

[12883](#) Dan Tarwater moved the passage of Resolution #12883, congratulating the Reverend Bobby Baker on his 26 years of service to the Prison Ministries of Greater Kansas City, Missouri. Seconded by Terry Young.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

(ADOPTED)

- [12884](#) Land Use Committee moved do pass. Consent Agenda.
- [12885](#) Public Works Committee moved do pass. Consent Agenda.
- [12886](#) A RESOLUTION transferring \$30,000.00 within the 1999 Special Road and Bridge Fund to provide funding for a cooperative project with the Parks and Recreation Department to replace a water line servicing the Jackson County Sheriff's Department.
- [12887](#) A RESOLUTION authorizing Change Order No. 18 to the contract with Walton Construction Co. of Kansas City, MO (Bid No. PW-2345, Bid Package No. 8), for various changes required in connection with general construction for the expansion at the Jackson County Detention Center, increasing the contract amount by \$115,773.00.

9 CONSENT AGENDA

Dan Tarwater moved the passage of the consent agenda. Seconded by Terry Young.
The motion passed by a roll call vote:

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

- [2951](#) AN ORDINANCE appropriating \$32,970.00 from the unappropriated surplus of the 1999 Federal Forfeiture Fund to cover the purchase of computer equipment for the Prosecuting Attorney's Office.

(ADOPTED)

- [2958](#) AN ORDINANCE authorizing the County Executive to execute a petition for the voluntary annexation of various roads by the City of Oak Grove.

(ADOPTED)

- [2959](#) AN ORDINANCE appropriating \$205,084.00 from the unappropriated surplus of the 1999 Grant Fund to cover the Facilitating Treatment Delivery Grant for Family Court funded by the Missouri Department of Social Services, Division of Youth Services.

(ADOPTED)

- [12882](#) A RESOLUTION awarding a term and supply contract on Bid No. 129-99 for the furnishing of maintenance and support of mainframe hardware for use by the Management Information Systems Department to NetStandard, Inc., of Kansas City, KS, to provide for departmental needs, in the estimated amount of \$36,442.32.

(ADOPTED)

[12884](#) A RESOLUTION increasing the contract for the purchase of environmental consulting services for the Parks and Recreation Department, under an existing government contract of Kansas City, MO, to Burns & McDonnell Waste Consultants, Inc., of Kansas City, MO, at an estimated cost to the County of \$2,500.00.

(ADOPTED)

[12885](#) A RESOLUTION awarding a term and supply contract on Bid No.124-99 for the furnishing of aggregate materials (sand) for use by the Public Works and Parks and Recreation Departments to Holliday Sand and Gravel Co. of Overland Park, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$58,500.00.

(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

The Land Use Committee will have a public hearing regarding Ordinances 2963, 2964, 2965, and 2966 on Thursday, October 14, 1999 at 1 p.m. at Fleming Hall.

[2963](#) Amending the districts established by the Jackson County Zoning Order by changing from GB (General Business) to LI (light industrial-planned zoning district), a certain 2.1 acres + tract.

(Land Use Committee)

[2964](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 10 + acre tract.

(Land Use Committee)

[2965](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to GB (General Business), a certain 7.5 + acre tract.

(Land Use Committee)

[2966](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 5.5 + acre tract.

(Land Use Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[12889](#) Accepting the Quit-Claim Deed of certain property located within the City of Kansas City, declaring that property surplus, and authorizing its disposal pursuant to the county code.

(Finance and Audit Committee)

[12890](#)

Ronald E. Finley moved the passage of Resolution #12890, congratulating Emanuel Newton Sr. upon his appointment as Bishop of the Western Missouri Church of God in Christ. Seconded by Dennis Waits.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

(ADOPTED)

[12891](#)

Dennis Waits moved the passage of Resolution #12891, authorizing the Jackson County Legislature to hold a closed meeting on Monday, September 27, 1999, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning the status of legal actions, causes of action, and/or litigation, and closing all records prepared for discussion at said meeting. Seconded by Lisa White Hardwick.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Scott Burnett, Dennis Waits, Terry Young and Bob Spence
No: 1 - Ronald E. Finley

(ADOPTED)

[12892](#)

Awarding a six-month term and supply contract for the furnishing of corrugated culvert pipe and fittings for use by the Public Works and Parks and Recreation Departments 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 \$40,000.00.

(Public Works Committee)

[12893](#)

Awarding a term and supply contract on Bid No. 122-99 for the furnishing of Terrain King mower hydraulic and mechanical parts for use by the Public Works and Parks and Recreation Departments to Lawn & Leisure of Lee's Summit, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$15,000.00.

(Public Works Committee)

[12894](#)

Awarding a contract on Bid No. 126-99 for the furnishing of an automatic tank gauging system for use by the Parks and Recreation Department to Double Check of Kansas City, MO, in the actual amount of \$20,739.00.

(Land Use Committee)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Resolution #12891 was adopted at this time. See above for details.

Legislature goes into closed meeting.

Legislature reconvenes.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Fred Arbanas.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, October 4, 1999 at 3:30 p.m. in the Legislative Assembly Area, Kansas City, Missouri.