



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

Jackson County Courthouse
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Kansas City, Missouri 64106
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*Scott Burnett (1st), Chairman, Henry C. Rizzo (2nd AL), Vice-Chairman,
Theresa Garza Ruiz (1st AL), Fred Arbanas (3rd AL), James D. Tindall (2nd),
Dennis Waits (3rd), Dan Tarwater (4th), Greg Grounds (5th),
Bob Spence (6th)*

Friday, December 11, 2009

9:30 AM

Forty-eighth Regular Meeting

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

Scott Burnett, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Scott Burnett, Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Absent: Greg Grounds

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 12/7/2009.
Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Scott Burnett, Chairman presented a plaque to Henry C. Rizzo for serving as Vice-Chairman in 2009.

Henry C. Rizzo, Vice Chairman presented a plaque to Scott Burnett for serving as Chairman in 2009.

Resolutions #17123 and #17125 were adopted at this time. See page 6 and 7 for details.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders introduced Gary Spani, Director of Special Events with the Kansas City Chiefs and David Ficklin, Vice President of Development with OnGoal, LLC/Kansas City Wizards, for a KC FIFA World Cup Briefing.

Gary Spani said they were asking the Legislature to support Kansas City in hosting the 2018 or 2022 World Cup at Arrowhead Stadium.

David Ficklin distributed a packet to all legislators indicating the economic impact as well as other information. He said a minimum of 12 and maximum of 18 cities will host the World Cup.

Discussion.

There will be a link on Jackson County's website for everyone to cast their vote for this opportunity.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Henry C. Rizzo moved to reconsider Ordinance #4173. Seconded by Dan Tarwater.

Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Bob Spence.

Absent: 1 - Greg Grounds

The motion passed by a voice vote.

[4173](#)

Henry C. Rizzo moved to perfect the Legislature As A Whole Amendment of 12/11/2009, to delete the total figure "354,387,066 " and insert the figure "354,325,386" on page one; to delete the word "Amendment"." and insert the word ""Adjustments"." in the last sentence on page two. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

[4173](#)

Henry C. Rizzo moved to suspend the rules to consider final passage of Ordinance #4173. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[4173](#)

James D. Tindall moved the passage of Ordinance #4173 as perfected, to adopt the annual budget and set forth appropriations for the various spending agencies and the principal subdivisions thereof, for the fiscal year ending December 31, 2010. Seconded by Fred Arbanas.

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Absent: 1 - Greg Grounds

(ADOPTED)

Legislature As A Whole Amendment II dated December 11, 2009 was adopted.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

Dan Tarwater moved to waive the reading of Resolution #17045. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote. (APPROVED)

[17045](#) A RESOLUTION transferring \$20,940.00 within the 2009 General Fund and awarding a twelve (12) month term and supply contract, with a twelve (12) month extension option, for the furnishing of parking spaces for use by County employees currently parking in spaces located at 1120 Oak Street to Diamond Executive Services of Parkville, MO, under the terms and conditions of Invitation to Bid No. 44-09.

(Finance and Audit Committee - 6th. Meeting)

[17099](#) A RESOLUTION transferring \$61,634.00 within the 2009 General Fund for the transition of the contracted janitorial services to an in-house program.

(Finance and Audit Committee - 2nd. Meeting)

[17102](#) Justice and Law Enforcement Committee moved do pass. Consent Agenda.

[17103](#) Anti-Drug Committee moved do pass. Consent Agenda.

[17108](#) Finance and Audit Committee moved do pass. Consent Agenda.

[17109](#) Finance and Audit Committee moved do pass. Consent Agenda.

[17110](#) Anti-Drug Committee moved do pass. Consent Agenda.

[17111](#) Finance and Audit Committee moved do pass. Consent Agenda.

[17113](#) Finance and Audit Committee moved do pass.

Bob Spence objects to the Consent Agenda.

[17113](#) Dennis Waits moved the passage of Resolution #17113, transferring \$7,300.00 within the 2009 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute a Professional Services Agreement with Pycior + Co of Lee's Summit, MO, for miscellaneous exterior repair services to the Eastern Jackson County MyArts building at a cost to the County not to exceed \$13,500.00. Seconded by Henry C. Rizzo.

Yes: 6 - Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits and Dan Tarwater

No: 2 - Theresa Garza Ruiz and Bob Spence

Absent: 1 - Greg Grounds

(ADOPTED)

[17116](#) Finance and Audit Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[17102](#) A RESOLUTION transferring \$24,850.00 within the 2009 General Fund to cover the cost of laser radio terminal maintenance for the Department of Corrections.

(ADOPTED)

[17103](#) A RESOLUTION authorizing the County Executive to execute an Agreement for grant writing services for use by COMBAT with Resource Development Institute of Kansas City, MO, under the terms and conditions of Request for Proposal No. 36-09, at a cost to the County not to exceed \$9,000.00.

(ADOPTED)

[17108](#) A RESOLUTION awarding a twelve (12) month term and supply contract with four (4) twelve (12) month extension options for the furnishing of office paper for use by various County departments to Clayton Paper & Distributing of St. Joseph, MO, under the terms and conditions of MARC/KCRPC Contract No. 38, an existing government contract.

(ADOPTED)

[17109](#) A RESOLUTION awarding a forty-eight (48) month term and supply contract with five (5) twelve (12) month extension options for the furnishing of an internet-based procurement system for use by the Purchasing Department to SicommNet, Inc., of San Diego, CA, under the terms and conditions of State of Idaho Contract No. CPO2006, an existing government contract.

(ADOPTED)

[17110](#) A RESOLUTION transferring \$250,000.00 within the 2009 General Fund and \$50,000.00 within the 2009 Anti-Drug Sales Tax Fund to cover the cost of overtime salaries for Department of Corrections personnel.

(ADOPTED)

[17111](#) A RESOLUTION transferring \$112,200.00 within the 2009 General Fund, transferring \$1,900.00 within the 2009 Park Fund, transferring \$2,400.00 within the 2009 Special Road & Bridge Fund, transferring \$14,700.00 within the 2009 Assessment Fund, and awarding a contract for the purchase of Storage Area Network (SAN) and Network Area Storage (NAS) Equipment for use by the Information Technology Department to Alexander Open Systems of Overland Park, KS, under the terms and conditions of Request for Proposals 47-09, at a cost to the County not to exceed \$245,888.00.

(ADOPTED)

[17116](#) A RESOLUTION transferring \$46,491.00 within the 2009 Assessment Fund and \$23,202.00 within the 2009 General Fund to cover the costs for unanticipated legal expenses.

(ADOPTED)

To adopt Resolutions 17102, 17103, 17108, 17109, 17110, 17111, 17116.

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

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Absent: 1 - Greg Grounds

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

Scott Burnett introduced Evelyn Craig, Executive Director of reStart. She handed out boxes of Kleenex with a key and red ribbon attached to signify her appreciation to the County Legislature and County Executive for the Constructing Futures Program that provided a house to Barbara Nelson and her two daughters, a homeless family. She also presented a plaque to Jackson County.

Mike Sanders thanked James D. Tindall and members of the County Legislature for their support on this project.

No objection to the consideration of Ordinance #4185 - not on printed agenda.

[4185](#) Dennis Waits moved to perfect Ordinance #4185. Seconded by James D. Tindall.

The motion passed by a voice vote.

(PERFECTED)

[4185](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #4185. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

[4185](#) Dennis Waits moved the passage of Ordinance #4185 as perfected, appropriating \$254,499.00 from the fund balance of the 2009 General Fund and transferring \$38,255.00 within the 2009 General Fund to cover the costs of unbudgeted vacation and sick leave payouts during the 2009 fiscal year. Seconded by Dan Tarwater.

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Absent: 1 - Greg Grounds

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[17117](#) Theresa Garza Ruiz moved the passage of Resolution #17117, transferring \$6,394.00 within the 2009 Bad Check Collections Fund, and authorizing the County Executive to execute a Professional Services Agreement for temporary investigative services for the Independence Prosecutor's Office with Glen Newton of Sugar Creek, MO, at a cost to the County not to exceed \$6,394.00. Seconded by Dan Tarwater.

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Absent: 1 - Greg Grounds

(ADOPTED)

[17118](#) Dennis Waits moved the passage of Resolution #17118, authorizing the County Executive to execute a Professional Services Agreement with Tyler Technologies, Inc., of Dayton, OH, for continued analysis of Assessment Department software and valuation processes at a cost to the County not to exceed \$5,000.00. Seconded by James D. Tindall.

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Absent: 1 - Greg Grounds

(ADOPTED)

[17119](#) Dennis Waits moved the passage of Resolution #17119, transferring \$26,000.00 within the 2009 General Fund to cover the costs of overtime salaries for Sheriff's Office personnel relating to courthouse security. Seconded by Dan Tarwater.

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Absent: 1 - Greg Grounds

(ADOPTED)

[17120](#)

James D. Tindall moved the passage of Resolution #17120, authorizing the County Executive to execute a cooperative agreement with the Southern Christian Leadership Conference for partial funding of the 2010 Martin Luther King Birthday Celebration at a cost to the County not to exceed \$60,000.00. Seconded by Henry C. Rizzo.

Yes: 6 - Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits and Dan Tarwater

No: 2 - Theresa Garza Ruiz and Bob Spence

Absent: 1 - Greg Grounds

(ADOPTED)

[17121](#)

Dennis Waits moved the passage of Resolution #17121, transferring \$16,500.00 within the 2009 General Fund to cover the cost of an emergency plumbing project for the Jackson County Detention Facility. Seconded by James D. Tindall.

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Absent: 1 - Greg Grounds

(ADOPTED)

[17122](#)

Dan Tarwater moved the passage of Resolution #17122, authorizing the Jackson County Legislature to hold a closed meeting on Friday, December 11, 2009, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(1) and (3) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. Seconded by Henry C. Rizzo.

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Absent: 1 - Greg Grounds

(ADOPTED)

[17123](#)

Henry C. Rizzo moved the passage of Resolution #17123, recognizing Pete Levi for his years of service as President of the Greater Kansas City Chamber of Commerce, and congratulating him on his retirement. Seconded by Dan Tarwater.

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Absent: 1 - Greg Grounds

(ADOPTED)

[17124](#)

Authorizing the County Executive to execute a warranty deed and an escrow agreement for right of ways and easements in favor of the Missouri Department of Transportation, in connection with the reconstruction of the I-435 and I-70 interchange.

(Public Works Committee)

No objection to the consideration of Resolutions #17125, #17126, and #17127 - not on printed agenda.

[17125](#)

Dan Tarwater moved the passage of Resolution #17125, acknowledging the official recognition of the Kansas City, Missouri, Police Department's Fraternal Order of Police Lodge 99 as the exclusive bargaining unit for all Kansas City, Missouri, Police Officers below the rank of Captain. Seconded by Henry C. Rizzo.

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Absent: 1 - Greg Grounds

(ADOPTED)

[17126](#)

Dennis Waits moved the passage of Resolution #17126, transferring \$70,055.00 within the 2009 General Fund and transferring \$81,334.00 within the 2009 Park Fund to cover the costs for unanticipated legal expenses. Seconded by Bob Spence.

Yes: 6 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Dennis Waits, Dan Tarwater and Bob Spence
Absent: 3 - Scott Burnett, James D. Tindall and Greg Grounds

(ADOPTED)

[17127](#)

Dennis Waits moved the passage of Resolution #17127, transferring \$26,000.00 within the 2009 General Fund to cover the costs for chilled water for the Kansas City Facilities Management. Seconded by Dan Tarwater.

Yes: 7 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Abstain: 1 - Scott Burnett
Absent: 1 - Greg Grounds

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

Resolutions #17122 and #17118 was adopted at this time. See pages 6 and 5 for details.

The County Legislature went into closed session.

The County Legislature reconvened.

Resolution #17126 was adopted at this time. See page 7 for details.

15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, January 4, 2010 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

Scott Burnett, Chairman

ATTEST:

Mary Jo Spino, Clerk of the County
Legislature