



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
(816)881-3242

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

Monday, September 24, 2007

2:30 PM

Thirty-Sixth Regular Meeting

Independence Courthouse Annex, 308 West Kansas, Ground Floor, Legislative Chambers

Dan Tarwater, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

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

[Play Video](#)

2 THE PLEDGE OF ALLEGIANCE

Recited.

[Play Video](#)

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on 9/17/2007.
Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

[Play Video](#)

4 HEARINGS

None.

Resolution #16411 was adopted at this time. See page 7 for details.

Resolution #16414 was adopted at this time. See page 7 for details.

[Play Video](#)

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Comments regarding Bill Waris, former County Executive of Jackson County, Missouri.

Discussion pertaining to COMBAT Review Team Recommendations.

Public comments received on the Draft Code of Ethics will be presented to the County Legislature at a future legislative meeting.

Jackson County, Missouri has been referenced for giving residents preference for tickets to stadiums.

Question regarding press release to announce streaming video available for Jackson County Legislative meetings.

[Play Video](#)

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[Play Video](#)

[3923](#)

Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

[Play Video](#)

[3923](#)

Fred Arbanas moved to perfect Ordinance #3923. Seconded by Dennis Waits.

The motion passed by a voice vote.

(PERFECTED)

[3923](#)

Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3923. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3924](#)

Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

[Play Video](#)

[3924](#)

Fred Arbanas moved to perfect Ordinance #3924. Seconded by Dennis Waits.

The motion passed by a voice vote.

(PERFECTED)

[3924](#)

Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3924. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

- [3925](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the Consent Agenda.
[Play Video](#)
- [3925](#) Fred Arbanas moved to perfect Ordinance #3925. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)
- [3925](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3925.
Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3934](#) Health and Justice Committee moved to perfect.
Theresa A. Garza objects to the Consent Agenda.
[Play Video](#)
- [3934](#) Theresa A. Garza moved to perfect Ordinance #3934. Seconded by Scott Burnett.
The motion passed by a voice vote. (PERFECTED)
- [3934](#) Theresa A. Garza moved to suspend the rules to consider final passage of Ordinance #3934. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3935](#) Health and Justice Committee moved to perfect.
Theresa A. Garza objects to the Consent Agenda.
[Play Video](#)
- [3935](#) Theresa A. Garza moved to perfect Ordinance #3935. Seconded by Scott Burnett.
The motion passed by a voice vote. (PERFECTED)
- [3935](#) Theresa A. Garza moved to suspend the rules to consider final passage of Ordinance #3935. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3936](#) Health and Justice Committee moved to perfect.
Theresa A. Garza objects to the Consent Agenda.
[Play Video](#)

[3936](#) Theresa A. Garza moved to perfect Ordinance #3936. Seconded by Scott Burnett.
The motion passed by a voice vote. (PERFECTED)

[3936](#) Theresa A. Garza moved to suspend the rules to consider final passage of Ordinance #3936. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.

[3937](#) Health and Justice Committee moved to perfect.
Theresa A. Garza objects to the Consent Agenda.
[Play Video](#)

[3937](#) Theresa A. Garza moved to perfect Ordinance #3937. Seconded by Scott Burnett.
The motion passed by a voice vote. (PERFECTED)

[3937](#) Theresa A. Garza moved to suspend the rules to consider final passage of Ordinance #3937. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3923](#) Consent Agenda.

[3924](#) Consent Agenda.

[3925](#) Consent Agenda.

[3934](#) Consent Agenda.

[3935](#) Consent Agenda.

[3936](#) Consent Agenda.

[3937](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[Play Video](#)

- [16398](#) Finance and Audit Committee moved do pass. Consent Agenda.
[Play Video](#)
- [16399](#) Land Use Committee moved do pass. Consent Agenda.
[Play Video](#)
- [16400](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the Fellowship of Christian Athletes for Heart of America Leadership Camp scholarships for Jackson County student/athlete leaders, at a cost to the County not to exceed \$2,400.00.
(Anti-Drug Committee - 1st. Meeting)
[Play Video](#)
- [16401](#) Public Works Committee moved do pass. Consent Agenda.
[Play Video](#)
- [16402](#) Land Use Committee moved do pass. Consent Agenda.
[Play Video](#)
- [16403](#) Public Works Committee moved do pass. Consent Agenda.
[Play Video](#)
- [16404](#) Health and Justice Committee moved do pass. Consent Agenda.
[Play Video](#)
- [16405](#) Health and Justice Committee moved do pass. Consent Agenda.
[Play Video](#)
- [16406](#) Health and Justice Committee moved do pass. Consent Agenda.
[Play Video](#)
- [16407](#) Land Use Committee moved do pass. Consent Agenda.
[Play Video](#)
- [16408](#) Anti-Drug Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[Play Video](#)

- [3923](#) AN ORDINANCE repealing Chapter 81, Jackson County Code, 1984, relating to the Plan Commission and amending subsections 24001.11 and 24003.2, Jackson County Code, 1984, relating to the Plan Commission and development fees.
(ADOPTED)
- [3924](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by changing from District A (Agricultural) to District RE (Residential Estates), a certain 4.4 ± acre tract for a one-lot residential subdivision.
(ADOPTED)
- [3925](#) AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of ten (10) years to continue operation of a private aviation field as to a certain 53± acre tract, subject to specified conditions.
(ADOPTED)
- [3934](#) AN ORDINANCE appropriating \$10,000.00 from the unappropriated surplus of the 2007 Grant Fund in acceptance of the Sheriff's Office's "Hazardous Moving Violation" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of grant funds.
(ADOPTED)
- [3935](#) AN ORDINANCE appropriating \$5,000.00 from the unappropriated surplus of the 2007 Grant Fund in acceptance of the Sheriff's Office's "DWI Enforcement" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds.
(ADOPTED)
- [3936](#) AN ORDINANCE appropriating \$8,000.00 from the unappropriated surplus of the 2007 Grant Fund in acceptance of the Sheriff's Office's "Sobriety Checkpoint" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds.
(ADOPTED)
- [3937](#) AN ORDINANCE appropriating \$5,000.00 from the unappropriated surplus of the 2007 Grant Fund in acceptance of the Sheriff's Office's "Youth Alcohol" grant, awarded by the Missouri Department of Transportation, Highway Safety Division and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds.
(ADOPTED)

- [16398](#) A RESOLUTION extending for twelve (12) months the term and supply contract for the furnishing of Workers' Compensation and Employer's Liability Excess Insurance for use by the Finance and Purchasing Department with Corporate Insurance Group, Inc., of Overland Parks, KS, under the terms and conditions of Bid No. 51-04.
(ADOPTED)
- [16399](#) A RESOLUTION awarding a twenty-four (24) month term and supply contract, with annual options to extend for an additional total period not to exceed twenty-four (24) months, for the furnishing of holiday lighting supplies for use by the Parks and Recreation Department to American Lighting of Denver, CO, under the terms and conditions of Electronic Solicitation No. BB200742.
(ADOPTED)
- [16401](#) A RESOLUTION awarding a contract under the terms and conditions of Request for Proposal No. PP20071 for the Sliding Device Retrofit Project for use by the Public Works Department at the Jackson County Detention Center, to The Bratton Corporation of Kansas City, Missouri, at an actual cost to the County not to exceed \$91,300.00.
(ADOPTED)
- [16402](#) A RESOLUTION declaring certain surplus property within the Parks and Recreation Department as obsolete and unusable personal property and authorizing its disposal.
(ADOPTED)
- [16403](#) A RESOLUTION transferring \$30,000.00 within the 2007 Special Road and Bridge Fund to cover the Public Works Department's increased fuel expenses.
(ADOPTED)
- [16404](#) A RESOLUTION authorizing the County Executive to execute a Consulting Agreement with Dr. John S. Rabun of St. Louis, MO, for services needed in the prosecution of two homicide cases at a cost to the County not to exceed of \$7,500.00.
(ADOPTED)
- [16405](#) A RESOLUTION authorizing the County Executive to execute a Child Support Enforcement Cooperative Agreement with the Missouri Department of Social Services, Family Support Division.
(ADOPTED)
- [16406](#) A RESOLUTION authorizing the County Executive to execute a Supplemental Cooperative Agreement for Jackson County Family Court Staff with the Missouri Department of Social Services, Family Support Division.
(ADOPTED)

[16407](#) A RESOLUTION authorizing the County Executive to execute a General Warranty Deed conveying 0.19 acre of park property within the Little Blue Trace Park to the City of Independence, Missouri, and accepting as a replacement parcel the conveyance of a 0.28 acre tract adjacent to Little Blue Trace Park from the City of Independence, Missouri.

(ADOPTED)

[16408](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the Resource Development Institute of Kansas City, Missouri, for the facilitation of a substance abuse needs assessment for Lee's Summit, Missouri, at a cost to the County not to exceed \$15,000.00.

(ADOPTED)

To adopt Ordinances 3923, 3924, 3925, 3934, 3935, 3936, 3937. To adopt Resolutions 16398, 16399, 16401, 16402, 16403, 16404, 16405, 16406, 16407, 16408.

Henry C. Rizzo moved the passage of the consent agenda. Seconded by Dennis Waits. The motion passed by a roll call vote:

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

Absent: 1 - Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[Play Video](#)

[3938](#) Approving the issuance of not to exceed \$20,000,000 principal amount of Jackson County, Missouri, Tax Anticipation Notes, Series 2007, authorizing and approving certain documents in connection with the issuance of said notes, and authorizing certain other actions in connection with the issuance of said notes.

(Legislature As A Whole)

[Play Video](#)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[Play Video](#)

[16410](#)

Awarding a contract for the installation of chain link fencing for use by the Parks and Recreation Department at the Fred Arbanas Golf Course and the Blue Springs Beach to Acme Fence Co., Inc. of Grandview, MO, under the terms and conditions of Bid No. 23-07, at an actual cost to the County not to exceed \$49,540.00.

(Land Use Committee)

[Play Video](#)

[16411](#)

Bob Spence moved the passage of Resolution #16411, congratulating the City of Raytown's Emergency Medical Service for earning the prestigious Emergency Medical Service of the Year award and honoring Brandon Buckman as the Paramedic of the Year. Seconded by Dennis Waits.

Yes: 9 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

[Play Video](#)

[16412](#)

James D. Tindall moved the passage of Resolution #16412, authorizing the County Executive to execute a Cooperative Agreement with the Resource Development Institute of Kansas City, Missouri, for the sponsorship of Parolee Re-Entry Conference, at a cost to the County not to exceed \$3,000.00. Seconded by Theresa A. Garza.

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

Absent: 1 - Bob Spence

(ADOPTED)

[Play Video](#)

[16413](#)

Authorizing the County Executive to execute a License and Professional Services Agreement with Entercom Kansas City, LLC, d/b/a KUDL, for the sponsorship of an event at Longview Lake, at an actual cost to the County not to exceed \$7,500.00.

(Land Use Committee)

No objection to the consideration of Resolution #16414 - not on printed agenda.

[Play Video](#)

[16414](#)

Dennis Waits moved the passage of Resolution #16414, honoring the memory, achievements, and dedication of former County Executive William ("Bill") F. Waris, who served as a community advocate and friend to many. Seconded by Henry C. Rizzo.

Yes: 9 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

[Play Video](#)

12 COUNTY EXECUTIVE ORDERS

None.

[Play Video](#)

13 UNFINISHED BUSINESS

None.

[Play Video](#)

14 NEW BUSINESS

Drawing of organizations to participate in Christmas in the Park:

1. Blue Valley Kiwanis Club
2. Canine Companions for Independence
3. Cholly Fund for Injured Youth
4. Citi-Care Social Services - St. Stephen Baptist Church
5. Community Mediation Center
6. Fort Osage Band Booster
7. Fort Osage Project Graduation
8. Foster Grandparent Program
9. Gait Way Therapeutic Riding
10. Grandview Assistance Program
11. Grandview Lions Club
12. Grandview Youth Court
13. Harry S Truman Club of Telecom Pioneers
14. Hope House
15. If Not for G.R.A.C.E.
16. Independence Kiwanis Club
17. I-Share-Community Services League
18. KCMO Metropolitan Alumnae Chapter of Alpha Phi
19. Kiwanis Club of Lee's Summit
20. Knights of Columbus Council 8334
21. Knights of Columbus Council 10746
22. Lee's Summit Historical Society
23. Lee's Summit Social Services
24. Lee's Summit West High School Project Graduation
25. Longview Alumni Club
26. Lutheran High School Auxiliary
27. Metropolitan Council Development Disabilities
28. Missouri Rehabilitation Association
29. National Association of Negro Business Professional Women
30. ReDiscover
31. Senior Companion Program Westport Cooperative
32. Spofford Home
33. St. Louis Church Altar Society
34. St. Paul's Missionary Baptist Church
35. Sunshine Center School
36. Teresa A. Burke Memorial Scholarship
37. The Black Family Technology Awareness
38. The Women's Clinic of Kansas City
39. TMC Behavioral Health Network
40. Whatsoever Community Center

Backup - Redemptorist Center

[Play Video](#)

15 ADJOURNMENT

Meeting adjourned until Monday, October 1, 2007 at 2:30 P.M. in the Legislative Assembly Area, Kansas City, Missouri.