



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, Scott Burnett, (1st) Vice Chairman,
Theresa Garza Ruiz (1st AL), Crystal Williams (2nd AL), Fred Arbanas (3rd AL),
James D. Tindall (2nd), Dennis Waits (3rd), Greg Grounds (5th)
Bob Spence (6th)*

Monday, May 7, 2012

2:30 PM

Nineteenth Regular Meeting

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

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

1 ROLL CALL

Present: Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on 4/30/2012.
Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

None.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4406](#) Granting a conditional use permit (CUP) in District LI (Light Industrial) for a period of twenty years to operate a solid waste and commingled recyclables processing facility, also known as a transfer station, subject to specified conditions, as to a 6.36± acre tract.
(WITHDRAWN BY SPONSOR ARBANAS. CONCURRED BY WAITS AND TINDALL.)

Mike Sanders, County Executive, said the Administration is willing to work with Deffenbaugh to find another location.

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[4411](#) Scott Burnett moved to hold Ordinance #4411, repealing section 1803., Jackson County Code, 1984, relating to the County Municipal Court, and enacting, in lieu thereof, one new section relating to the same subject. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

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8 RESOLUTIONS IN COMMITTEE

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[17884](#) Finance and Audit Committee moved do pass. Consent Agenda.

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[17886](#) Public Works Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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[17884](#) A RESOLUTION transferring \$230,266.00 within the 2012 Special Road and Bridge Fund and authorizing the County Executive to execute an Agreement with the Kansas City Regional Transit Alliance for the furnishing of a transit education initiative, at a cost to the County not to exceed \$230,266.00.

(ADOPTED)

[17886](#) A RESOLUTION transferring \$289,000.00 within the 2012 Special Road and Bridge Fund and awarding a contract on Bid No. PW 01-2012 for the 2012 Pavement Maintenance Project - Phase 1 (asphaltic concrete overlay, chip seal, and pavement marking), No. 3161, to Superior Bowen Asphalt Co., LLC, of Kansas City, MO, at an actual cost to the County not to exceed \$1,561,300.00, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(ADOPTED)

To adopt Resolutions 17884, 17886.

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

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4413](#) Appropriating \$100,000.00 from the undesignated fund balance of the 2011 General Fund to cover the cost of attorneys' fees in the County's ongoing asbestos-related litigation.

(Finance and Audit Committee)

No objection to the consideration of Ordinance #4414 - not on printed agenda.

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[4414](#) James D. Tindall moved to perfect Ordinance #4414. Seconded by Scott Burnett.

The motion passed by a voice vote.

(PERFECTED)

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[4414](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4414. Seconded by Crystal Williams.

The motion passed by a voice vote.

(APPROVED)

[4414](#) James D. Tindall moved the passage of Ordinance #4414 as perfected, appropriating \$5,001.00 from the undesignated fund balance of the 2012 Grant Fund, in acceptance of the Missouri Blueprint for Safer Roadways - Spring 2012 Aggressive Driving Campaign grant awarded by the Missouri Highways and Transportation Commission, and authorizing the County Executive to execute a program agreement with the Missouri Highways and Transportation Commission for the expenditure of grant funds. Seconded by Theresa Garza Ruiz.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[17888](#)

James D. Tindall moved the passage of Resolution #17888, recognizing the third annual Senior Corps Week to be held May 7 - 11, 2012. Seconded by Dennis Waits.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

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[17889](#)

Awarding a contract for the furnishing of aerial orthophotography imagery services for use by various county departments, pursuant to the terms and conditions of a Cost Sharing Agreement with the Mid-America Regional Council, at a total cost to the County not to exceed \$24,178.00.

(Finance and Audit Committee)

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[17890](#)

Partially rescinding Resolution 17860, revising the award to Robert Hertzog of Greenwood, MO, for crops harvesting at Longview Lake, and awarding an eight-year lease for the planting and harvesting of hay at Fleming Park to Joseph Hand of Holden MO, under the terms and conditions of Invitation to Bid No. 17-12, for specified rents payable to the County.

(Land Use Committee)

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12 COUNTY EXECUTIVE ORDERS

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[12-05](#)

I hereby reappoint Garry Helm as Jackson County Municipal Court Judge for a term to expire on December 31, 2012.

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13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

None.

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15 **ADJOURNMENT**

Dennis Waits moved to adjourn the meeting. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, May 14, 2012 at 2:30 P.M. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.

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