



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

*Dennis Waits (3rd) Chairman, Greg Grounds (5th) Vice Chairman,
Theresa Garza Ruiz (1st AL), Crystal Williams (2nd AL), Fred Arbanas (3rd AL),
Scott Burnett (1st), James D. Tindall (2nd), Dan Tarwater III (4th),
Bob Spence (6th)*

Monday, September 19, 2011

2:30 PM

Thirty-Sixth Regular Meeting

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

Greg Grounds, 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, Dan Tarwater, Greg Grounds and Bob Spence
Absent: Dennis Waits

2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dan Tarwater moved to approve the journal of the previous meeting held on 9/12/2011.
Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

Resolution #17682 was adopted at this time. See page 7 for details.

Presentation by the Homelessness Task Force on a recent study titled Homeward Bound.

Sheriff Mike Sharp presented Medal of Valor Award to Deputy Jeff Carpenter.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4339](#) AN ORDINANCE repealing schedule II to chapter 2, Jackson County Code, 1984, relating to the salaries of County employees not within the merit system, and enacting one new schedule relating to the same subject.

(Finance and Audit Committee - 2nd. Perfection)

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[4344](#) Finance and Audit Committee moved to perfect.

Scott Burnett objects to the Consent Agenda.

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[4344](#) Scott Burnett moved to perfect Ordinance #4344. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(PERFECTED)

[4344](#) Scott Burnett moved to suspend the rules to consider final passage of Ordinance #4344. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4344](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[17667](#) Public Works Committee moved do pass. Consent Agenda.

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[17669](#) Finance and Audit Committee moved do pass. Consent Agenda.

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[17670](#) A RESOLUTION awarding a thirty-six month term and supply contract for the furnishing of data network services for use countywide, to Sure West of Lenexa, KS, under the terms and conditions of Request for Proposals No. 35-11.

(Finance and Audit Committee - 1st. Meeting)

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- [17671](#) Finance and Audit Committee moved do pass. Consent Agenda.
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- [17672](#) Finance and Audit Committee moved do pass. Consent Agenda.
[Play Video](#)
- [17673](#) Justice and Law Enforcement Committee moved do pass. Consent Agenda.
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- [17674](#) Justice and Law Enforcement Committee moved do pass. Consent Agenda.
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- [17676](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Amendment of 9/19/2011, to delete the figure "12,500.00" and insert the figure "12,663.00" after the symbol "\$" in the heading, paragraph one on page one, and the fiscal note on page three. Consent Agenda.

9 CONSENT AGENDA

- [Play Video](#)
- [4344](#) AN ORDINANCE appropriating \$300,000.00 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. (ADOPTED)
- [17667](#) A RESOLUTION authorizing the County Executive to execute a Consulting Services Agreement with R. Ward & Associates, Inc., of Ozark, MO, at a cost to the County not to exceed \$10,141.00. (ADOPTED)
- [17669](#) A RESOLUTION transferring \$52,482.00 within the 2011 Assessment Fund to cover the costs of temporary personnel for use by the Assessment Department. (ADOPTED)
- [17671](#) A RESOLUTION authorizing the County Executive to execute an agreement for the furnishing of software maintenance and technical support for use by the Assessment Department with Tyler Technologies, Inc., of Dayton, OH, at a cost to the County not to exceed \$15,000.00, as a sole source purchase. (ADOPTED)

[17672](#) A RESOLUTION awarding a thirty-six month term and supply contract with one twelve-month option to extend for the furnishing of vending machine services for use by various County departments to Allied Refreshment Company, Inc., of Kansas City, MO, under the terms and conditions of Bid No. 45-11.

(ADOPTED)

[17673](#) 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)

[17674](#) 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, Child Support Enforcement.

(ADOPTED)

[17676](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Summers Advisory Group, Inc., of Overland Park, KS, to provide management and non-management staff training for use by the Assessment Department, at a total cost to the County not to exceed \$12,663.00.

(ADOPTED)

To adopt Ordinance 4344. To adopt Resolutions 17667, 17669, 17671, 17672, 17673, 17674, 17676.

Dan Tarwater moved the passage of the consent agenda. Seconded by James D. Tindall. The motion passed by a roll call vote:

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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4347](#) James D. Tindall moved to perfect Ordinance #4347. Seconded by Fred Arbanas.

The motion passed by a voice vote. (PERFECTED)

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[4347](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4347. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

[4347](#)

James D. Tindall moved the passage of Ordinance #4347 as perfected, transferring \$181,564.00 within the 2011 Special Road and Bridge Fund, and appropriating \$363,127.00 from the fund balance of the 2011 Grant Fund in acceptance of the Jackson County Sheriff's Office Traffic Unit 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. Seconded by Bob Spence.

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

(ADOPTED)

[4348](#)

James D. Tindall moved to perfect Ordinance #4348. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

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[4348](#)

James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4348. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[4348](#)

James D. Tindall moved the passage of Ordinance #4348 as perfected, appropriating \$8,000.00 from the fund balance of the 2011 Grant Fund in acceptance of the Sheriff's Office "Hazardous Moving Violation 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 grant funds. Seconded by Dan Tarwater.

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

(ADOPTED)

[4349](#)

James D. Tindall moved to perfect Ordinance #4349. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

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[4349](#)

James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4349. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

- [4349](#) James D. Tindall moved the passage of Ordinance #4349 as perfected, appropriating \$42,000.00 from the fund balance of the 2011 Grant Fund in acceptance of the Sheriff's Office "Sobriety Checkpoint/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. Seconded by Dan Tarwater.
- Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence
Absent: 1 - Dennis Waits
- (ADOPTED)
- [4350](#) James D. Tindall moved to perfect Ordinance #4350. Seconded by Dan Tarwater.
- The motion passed by a voice vote.** (PERFECTED)
- [Play Video](#)
- [4350](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4350. Seconded by Dan Tarwater.
- The motion passed by a voice vote.** (APPROVED)
- [4350](#) James D. Tindall moved the passage of Ordinance #4350 as perfected, appropriating \$807,447.00 from the fund balance of the 2011 Grant Fund in acceptance of the 2011 Byrne Justice Assistance Grant (JAG) from the U. S. Department of Justice and authorizing the County Executive to execute an Interlocal Agreement pursuant to the terms of the grant award with the Cities of Kansas City, Blue Springs, Grandview, Independence, and Lee's Summit, and the Board of Police Commissioners of Kansas City for the County's distribution of the grant award proceeds. Seconded by Dan Tarwater.
- Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence
Absent: 1 - Dennis Waits
- (ADOPTED)
- [4351](#) Transferring \$24,492.00 within and appropriating \$244,922.00 from the fund balance of the 2011 Anti-Drug Sales Tax Fund in acceptance of the "Sentenced to the Arts Grant" from the Missouri Department of Public Safety, and authorizing the County Executive to execute Cooperative Agreements with Arts Tech of Kansas City, MO, Deana Bellamaganya of Kansas City, MO, and Jennifer Osborne of Kansas City, MO, for the Prosecuting Attorney's Office's Sentenced to the Arts program, at an aggregate cost to the County not to exceed \$244,922.00.
- (Anti-Drug Committee)*
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- [4352](#) Renewing the tax of 4.25% of the tariff rate for each local telephone access line, not to exceed 100 lines per person or per location, for emergency telephone service utilizing a single three-digit number "911."
- (Legislature As A Whole)*
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- [4353](#) Setting the 2011 Jackson County, Missouri, tax levy.
(Legislature As A Whole)
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- [4354](#) Setting the 2011 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy.
(Legislature As A Whole)
[Play Video](#)
- [4355](#) Setting the 2011 Jackson County Community Mental Health Fund Levy.
(Legislature As A Whole)
[Play Video](#)
- [4356](#) Setting the 2011 merchants and manufacturers' inventory replacement tax levy.
(Legislature As A Whole)
The Legislature As A Whole will have a public hearing regarding Ordinances #4353 - #4356 on Monday, September 26, 2011 at 1:30 P.M. at Sibley Orchards.
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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

- [Play Video](#)
- [17677](#) Awarding a contract on Bid No. PW 09-2011 for the MyARTS Renovation Project, No. 3141, to R.L. Phillips Construction, Inc., of Raymore, MO, at an actual cost to the County not to exceed \$739,190.00, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.
(Anti-Drug Committee)
Discussion.
The Anti-Drug Committee will hold this Resolution for two weeks as requested by Theresa Garza Ruiz and Bob Spence, County Legislators.
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- [17678](#) Bob Spence moved the passage of Resolution #17678, authorizing payment of \$1,797.00 from the City of Lone Jack CURS account to the City of Lone Jack for improvements to its Street Bond Project, which includes Bynum Road and Lone Jack Lee's Summit Road. Seconded by Fred Arbanas.

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

(ADOPTED)

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[17679](#)

Bob Spence moved the passage of Resolution #17679, transferring \$60,000.00 within the 2011 Special Road and Bridge Fund to cover the costs of increased fuel expenses for the Public Works Department. Seconded by Fred Arbanas.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Dennis Waits

(ADOPTED)

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[17680](#)

James D. Tindall moved the passage of Resolution #17680, transferring \$27,863.00 within the 2011 Grant Fund in modification of the Family Court Division's Juvenile Court Diversion Mentoring Program Grant received from the U.S. Department of Health and Human Services. Seconded by Crystal Williams.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Dennis Waits

(ADOPTED)

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[17681](#)

Fred Arbanas moved the passage of Resolution #17681, transferring \$41,400.00 within the 2011 Park Fund and \$33,000.00 within the 2011 Park Enterprise Fund to cover the costs of increased fuel expenses for the Parks and Recreation Department. Seconded by Dan Tarwater.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Dennis Waits

(ADOPTED)

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[17682](#)

Theresa Garza Ruiz moved the passage of Resolution #17682, commending MANA de Kansas City, A National Latina Organization, in celebration of its 30th anniversary of empowering Latinas through leadership development, community service, and advocacy. Seconded by Dan Tarwater.

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 2 - Fred Arbanas and Dennis Waits

(ADOPTED)

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12 COUNTY EXECUTIVE ORDERS

None.

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13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

None.

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15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

*Meeting adjourned until Monday, September 26, 2011 at 1:30 P.M. at Sibley Orchards,
3717 Buckner-Tarsney, Sibley, Missouri.*

For directions and map go to sibleyorchards.com.

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