



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)*

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**Monday, October 22, 2007**

**2:30 PM**

**Fortieth Regular Meeting**

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

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Henry C. Rizzo, Chairman, called the meeting of the Jackson County Legislature to order.

**1 ROLL CALL**

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

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**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 10/15/2007.  
Seconded by Theresa Garza Ruiz.

**The motion passed by a voice vote. (APPROVED)**

*Dennis Waits moved to excuse Dan Tarwater from the meeting since he is in the hospital. Seconded by Theresa A. Garza.  
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**

*The draft from the Ethics Commission will be presented to the County Legislature at next week's legislative meeting.*

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**6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE**

Fred Arbanas moved to waive the reading of Ordinances #3939, #3940 and #3941.

Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

The Land Use Committee will have a public hearing regarding the above mentioned Ordinances on Wednesday, October 24, 2007 at 1:00 P.M. at Fleming Hall.

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[3939](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 10± acre tract for a two-lot residential subdivision.

*(Land Use Committee - 2nd. Perfection)*

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[3940](#)

AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of ten (10) years to continue operation of a kennel as to a certain 25± acre tract, subject to specified conditions.

*(Land Use Committee - 2nd. Perfection)*

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[3941](#)

AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of twenty (20) years to continue operation of a day care center for school-age children at the Blue Hills Elementary School as to a certain 10± acre tract.

*(Land Use Committee - 2nd. Perfection)*

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[3943](#)

Dennis Waits moved to perfect Ordinance #3943. Seconded by James D. Tindall.

**The motion passed by a voice vote.**

(PERFECTED)

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[3943](#)

Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3943. Seconded by Scott Burnett.

**The motion passed by a voice vote.**

(APPROVED)

*Consent Agenda. See Final Passage of Proposed Ordinances.*

[3944](#)

Dennis Waits moved to perfect Ordinance #3944. Seconded by James D. Tindall.

**The motion passed by a voice vote.**

(PERFECTED)

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[3944](#)

Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3944. Seconded by James D. Tindall.

**The motion passed by a voice vote.**

(APPROVED)

*Consent Agenda. See Final Passage of Proposed Ordinances.*

[3945](#)

AN ORDINANCE repealing sections 533., 535., 537., 552., and 570., Jackson County Code, 1984, relating to County Fiscal Policy and enacting in lieu thereof five new sections relating to the same subject, with an effective date.

*(Budget Committee - 1st. Perfection)*

**7 FINAL PASSAGE OF PROPOSED ORDINANCES**

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[3943](#) Consent Agenda.

[3944](#) Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**

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[16415](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Amendment of 10/22/2007, to delete the words "and Anschutz Kansas City Arena, LLC," after the words "Kansas City, MO" in the heading; to delete the words "and its designated area manager, Anschutz Kansas City Arena, LLC," and to insert the letter "s" at the end of the word "desire", all after the word "City" in the first paragraph on page one; to insert the paragraph "WHEREAS, the proceeds from this Agreement will be used to cover the cost of parking for County employees; now therefore," as paragraph four on page one; and to delete the words "and Anschutz Kansas City Arena, LLC" after the words "Kansas City" in the "BE IT RESOLVED" paragraph on page two. Consent Agenda.

[16424](#) A RESOLUTION authorizing the County Executive to execute an Addendum to the Investment Banking Services Agreement with Oppenheimer & Co., Inc., of Kansas City, MO, in connection with the sale of Missouri State Tax Credits for use on the Harry S Truman Sports Complex Improvement Project.

*(Finance and Audit Committee - 1st. Meeting)*

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**9 CONSENT AGENDA**

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[3943](#) AN ORDINANCE appropriating \$145,000.00 from the unappropriated surplus of the 2007 Grant Fund in acceptance of the Sheriff's Office's Traffic Equipment 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)

[3944](#) AN ORDINANCE appropriating \$375,000.00 from the unappropriated surplus of the 2007 Grant Fund in acceptance of the Sheriff's Office's Traffic Equipment 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)

[16415](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the City of Kansas City, MO to permit the City to utilize certain County parking facilities for Sprint Arena event parking for specified fees payable to the County.

(ADOPTED)

To adopt Ordinances 3943, 3944. To adopt Resolution 16415.

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

Yes: 7 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits and Greg Grounds  
Absent: 2 - Dan Tarwater and Bob Spence

#### 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

*None.*

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#### 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16426](#) Authorizing the County Executive to execute a Second Addendum to the term and supply contract with Kansas City Community Center of Kansas City, MO, for the furnishing of drug treatment services for use by the Prosecuting Attorney's Drug Court, to provide for expanded treatment service, at no additional cost to the County.

*(Anti-Drug Committee)*

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[16427](#) Authorizing the County Executive to execute an Addendum to the Consulting Agreement with Cook, Flatt, & Strobel Engineering of Kansas City, MO, for services in connection with the final design of Longview Road, Hickman Mills to Orchard Drive Project, No. 3088, at a total additional cost to the County not to exceed \$12,700.00.

*(Public Works Committee)*

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[16428](#) Transferring \$19,900.00 within the 2007 Park Fund and appointing sixteen named individuals as park rangers pursuant to section 64.335, RSMo 2000.

*(Land Use Committee)*

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[16429](#) Scott Burnett moved the passage of Resolution #16429, recognizing Dr. Wallace Hartsfield, Senior Pastor of the Metropolitan Missionary Baptist Church of Kansas City, MO, for his service to the community and congratulating him on his retirement. Seconded by Dennis Waits.

Yes: 7 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits and Greg Grounds

Absent: 2 - Dan Tarwater and Bob Spence

(ADOPTED)

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[16430](#) Authorizing the Jackson County Legislature to hold a closed meeting on Monday, October 22, 2007, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under Section 610.021(1) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting.

*(Legislature As A Whole)*

*The amendment to Resolution #16415 was discussed at this time.*

*No objection to the consideration of Resolution #16431 - not on printed agenda.*

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[16431](#) Fred Arbanas moved the passage of Resolution #16431, authorizing the County Executive to execute a permanent Power Line Easement Conveyance in favor of Kansas City Power & Light Company of Kansas City, MO, a 10-ft. permanent easement to improve and enhance electrical circuits at the County's Harry S Truman Sports Complex in connection with the Kansas City Chiefs Training Facility project. Seconded by Dennis Waits.

Yes: 7 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits and Greg Grounds

Absent: 2 - Dan Tarwater and Bob Spence

(ADOPTED)

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## 12 COUNTY EXECUTIVE ORDERS

*None.*

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**13 UNFINISHED BUSINESS**

Scott Burnett, County Legislator, thanked everyone for their donation to Operation Breakthrough. He encouraged everyone to make food donations to pantries in the area.

James D. Tindall, County Legislator, asked legislators to read the memorandum he sent regarding the Housing Resource Commission and offer any input.

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**14 NEW BUSINESS**

None.

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**15 ADJOURNMENT**

James D. Tindall moved to adjourn the meeting. Seconded by Theresa Garza Ruiz.

**The motion passed by a voice vote.**

(APPROVED)

*Meeting adjourned until Monday, October 29, 2007 at 2:30 P.M. in the Kansas City Legislative Assembly Area.*