



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

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)

Monday, March 9, 2009

2:30 PM

Tenth Regular Meeting

Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers

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, Greg Grounds and Bob Spence

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 3/2/2009.
Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

Henry C. Rizzo assumed the Chair.

Resolution #16838 was adopted at this time. See page 4 for details.

Scott Burnett recognized Meghan Tallman, Director of Development - Sheffield Place.

Scott presented a proclamation from Mike Sanders, County Executive, to EITAS Organization, recognizing March 2009 as Developmental Disabilities Awareness Month in Kansas City, Missouri. Jake Jacobs, Executive Director, was present to speak on behalf of the EITAS Organization.

Dan Tarwater, County Legislator, gave a brief summary of the press conference he attended today called by the Mayor of Kansas City, Missouri regarding funding of the Harry S Truman Sports Complex. Discussion.

Scott Burnett resumed the Chair.

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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

None.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

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8 RESOLUTIONS IN COMMITTEE

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[16831](#)

Anti-Drug Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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[16831](#)

A RESOLUTION transferring \$187,865.00 within the 2009 Anti-Drug Sales Tax Fund to cover salaries for the Jackson County Drug Court program and the purchase of computers and computer-related hardware and software.

(ADOPTED)

To adopt Resolution 16831.

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

Yes: 9 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, 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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[4088](#) 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.

(Land Use Committee)

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[4089](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from Districts A (Agricultural) and LB (Local Business) to District GB (General Business) a certain 1.4 ± acre tract.

(Land Use Committee)

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[4090](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District LI (Light Industrial) to District GB (General Business) a certain 2.8 ± acre tract.

(Land Use Committee)

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[4091](#) 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.

(Land Use Committee)

The Land Use Committee will have a public hearing regarding Ordinances #4088, #4089, #4090, and #4091 on Thursday, March 26, 2009 at 1 P.M. at Fleming Hall.

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[4092](#) James D. Tindall moved to perfect Ordinance #4092. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(PERFECTED)

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[4092](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #4092. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[4092](#) Dennis Waits moved the passage of Ordinance #4092 as perfected, appropriating \$399,880.00 from the fund balance of the 2009 Grant Fund in acceptance of the Solving Cold Cases with DNA Grant from the U. S. Department of Justice. Seconded by Dan Tarwater.

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

(ADOPTED)

[4093](#)

Dennis Waits moved to perfect the floor substitute of 3/9/2009. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(PERFECTED)

[4093](#)

Dennis Waits moved to suspend the rules to consider final passage of Ordinance #4093. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

[4093](#)

Dennis Waits moved the passage of Ordinance #4093 as perfected, appropriating \$271,000.00 from the fund balance of the 2009 Park Enterprise Fund, transferring \$505,005.00 within the 2009 General Fund Contingency Fund, and awarding a contract for the Historic Jackson County Truman Courthouse Site Improvements Phase 2 to Jim Kidwell Construction Corporation of Greenwood, MO, at a cost to the County not to exceed \$776,005.00. Seconded by Dan Tarwater.

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

(ADOPTED)

Jerry Page, Director of Public Works, said the work on the historic courthouse in Independence, Missouri will begin on March 30, 2009 and all work must be completed by August 1, 2009.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

Bob Spence, County Legislator, asked Jerry Page about the rights of way on Longview Road.

*Jerry Page responded that all four properties are included in Resolution #16836.
Discussion.*

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[16836](#)

Bob Spence moved the passage of Resolution #16836, authorizing payment to property owners, in an amount not to exceed \$435,750.00, for the Longview Road Improvement Phase I, Orchard Road to Hickman Mills Road, Project No. 3088. Seconded by Fred Arbanas.

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

(ADOPTED)

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[16837](#)

Authorizing the County Executive to execute a Memorandum of Understanding with the Earth Riders Trails Association for the design, construction, maintenance, and operation of single-track, multi-use trails within the Blue River Parkway and Landahl Park, at no cost to the County.

(Land Use Committee)

No objection to the consideration of Resolutions #16838 and #16839 - not on the printed agenda.

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[16838](#)

Scott Burnett moved the passage of Resolution #16838, recognizing the James Madison University Alternative Break Program and commending the 2009 James Madison University Community Service Volunteers for donating their time and energy to the staff, women, and children of Sheffield Place. Seconded by Dennis Waits.

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

(ADOPTED)

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[16839](#)

Dan Tarwater moved the passage of Resolution #16839, authorizing the County Executive to execute a Cooperative Agreement with St. Patrick's Day Parade Committee, funded by the County's Park Fund, at a cost to the County not to exceed \$10,000.00, and partially rescinding Resolution 16504, dated January 14, 2008. Seconded by Dennis Waits.

Yes: 7 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits and Dan Tarwater
No: 2 - Greg Grounds and Bob Spence

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

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13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

Scott Burnett said he was asked to be a Dole fellow at the Robert J. Dole Institute of Politics in Lawrence, Kansas, and is now a Democratic fellow. Seminars will be held every Tuesday at 4:00 P.M. Information regarding upcoming seminars can be found on the website doleinstitute.org.

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15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, March 16, 2009 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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