



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

Monday, November 19, 2007

2:30 PM

Forty-Fourth 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, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

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2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Henry C. Rizzo moved to approve the journal of the previous meeting held on 11/13/2007. Seconded by Theresa Garza Ruiz.

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

Pep rally for MU/KU game scheduled to be held on Saturday, November 24, 2007 at Arrowhead Stadium. Security for the game was discussed.

Budget Hearings are scheduled to be held on Monday, November 26 and Tuesday, November 27, 2007.

Christmas in the Sky is scheduled to be held on Wednesday, November 21, 2007 at Longview Lake at 6 P.M.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[3949](#) 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 31± acre tract, and approving the preliminary plat "Luttrell Estates," creating a six-lot residential subdivision.

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing on Friday, November 30, 2007 at 1 P.M. at Fleming Hall regarding Ordinance #3949.

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[3950](#) Budget Committee moved to perfect.

Henry C. Rizzo objects to the Consent Agenda.

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[3950](#) Henry C. Rizzo moved to perfect Ordinance #3950. Seconded by Scott Burnett.

The motion passed by a voice vote.

(PERFECTED)

[3950](#) Henry C. Rizzo moved to suspend the rules to consider final passage of Ordinance #3950. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3951](#) Public Works Committee moved to perfect.

Bob Spence objects to the Consent Agenda.

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[3951](#) Bob Spence moved to perfect Ordinance #3951. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(PERFECTED)

[3951](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3951. Seconded by Henry C. Rizzo.

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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[3946](#) Consent Agenda.

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[3950](#) Consent Agenda.

[3951](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[16434](#) A RESOLUTION authorizing the County Executive to execute an Amendment to the Site Agreement with T-Mobile Central LLC, regarding upgrades to its cellular tower adjacent to the Jackson County Sheriff's Headquarters at Fleming Park.

(Land Use Committee - 3rd. Meeting)

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[16453](#) Finance and Audit Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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[3946](#) AN ORDINANCE transferring \$10,853.00 within the 2007 General Fund and \$20,155.00 within the 2007 Anti-Drug Sales Tax Fund, appropriating \$47,008.00 from the unappropriated surplus of the 2007 Grant Fund, and authorizing the County Executive to execute Amendment #6 to the Memorandum of Agreement with the Kansas City Metropolitan Crime Commission regarding the Project Safe Neighborhoods program.

(ADOPTED)

[3950](#) AN ORDINANCE repealing sections 521. and 526., Jackson County Code, 1984, relating to County Fiscal Policy, and enacting in lieu thereof two new sections relating to the same subject, with an effective date.

(ADOPTED)

[3951](#) An ORDINANCE appropriating \$500.00 from the unappropriated surplus of the 2007 Grant Fund and authorizing the Director of the Department of Finance and Purchasing to issue a check in the amount of \$500.00 to the Little Blue River Watershed Coalition for co-sponsorship of the Missouri River Watershed Festival.

(ADOPTED)

[16453](#) A RESOLUTION transferring \$25,000.00 within the 2007 General Fund and authorizing the Director of the Department of Finance and Purchasing to issue a check in the amount of \$25,000.00 to the Kansas City Area Development Council for membership dues.

(ADOPTED)

To adopt Ordinances 3946, 3950, 3951. To adopt Resolution 16453.

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

Yes: 9 - Theresa Garza Ruiz, Henry C. Rizzo, 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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[3952](#)

Setting the 2008 Jackson County, Missouri tentative tax levy.

(Legislature As A Whole)

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[3953](#)

Appropriating \$87,863.00 from the unappropriated surplus of the 2007 Grant Fund in acceptance of a grant awarded to the Family Court Division by the Missouri Department of Public Safety for the Reentry Aftercare Functional Family Therapy Project.

(Health and Justice Committee)

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[3954](#)

To adopt the annual budget and set forth appropriations for the various spending agencies and the principal subdivisions thereof, for the fiscal year ending December 31, 2008.

(Legislature As A Whole)

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16455](#)

Authorizing the transfer of \$23,500.00 within the 2007 Anti-Drug Sales Tax Fund to cover the cost of the purchase of one new vehicle for the Multi-Jurisdictional Drug Task Force.

(Anti-Drug Committee)

[16456](#)

Fred Arbanas moved the passage of Resolution #16456, authorizing the County Executive to execute agreements with certain organizations to provide services in connection with the 2007 Christmas in the Park event, at a cost to the County not to exceed \$41,000.00. Seconded by Bob Spence.

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

Absent: 1 - Dennis Waits

(ADOPTED)

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[16457](#) Authorizing the County Executive to execute Modification No. 2 to the Intergovernmental Cooperative Agreement with the City of Lee's Summit, Missouri, regarding cost-sharing for the Colbern Road, Phase II Project, No. 2411.

(Public Works Committee)

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[16458](#) Authorizing Change Order No. 1 to the contract with Dennis Johnson Construction, of Grandview, MO, for the Lazy Branch Creek Improvements Project, No. 3041, increasing the contract amount by \$141,920.12.

(Public Works Committee)

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[16459](#) Authorizing the County Executive to execute an Agreement with the National Center for Fathering to provide training sessions for clients of the Prosecuting Attorney's Office's Family Support Division's Fathering Court project, at a total cost to the County not to exceed \$36,700.00.

(Health and Justice Committee)

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[16460](#) Awarding contracts for the maintenance of hardware and software for use by the Information Technology Department to EMC Corporation of Hopkinton, MA, in the amount of \$63,873.31, and Mangrove Software of Tampa, FL, in the amount of \$39,207.78, as sole source purchases, at an aggregate cost to the County not to exceed \$103,081.09.

(Finance and Audit Committee)

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[16461](#) Celebrating the life of Jason Curtis Gooch, upon the occasion of his untimely death.

(Legislature As A Whole)

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[16461](#) Dennis Waits moved the passage of Resolution #16461, celebrating the life of Jason Curtis Gooch, upon the occasion of his untimely death. Seconded by Henry C. Rizzo.

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

(ADOPTED)

Dennis Waits asked that the Consent Agenda reflect that he voted yes.

12 COUNTY EXECUTIVE ORDERS

None.

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13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

Discussion regarding Erotic City.

Resolution #16461 was adopted at this time. See page 5 for details.

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15 ADJOURNMENT

Henry C. Rizzo moved to adjourn the meeting. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, November 26, 2007 at 10 A.M. in the Kansas City Legislative Assembly Area.

The County Legislature will also have a regular legislative meeting on Tuesday, November 27, 2007 at 9:15 A.M. in the Kansas City Legislative Assembly Area.