



# Jackson County Missouri

## JOURNAL

Jackson County Courthouse  
415 E.12th Street, 2nd floor  
Kansas City, Missouri 64106  
(816)881-3242

### County Legislature

Office of  
**Mary Jo Spino**  
Clerk of the County Legislature

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

**Monday, May 6, 2013**

**2:30 PM**

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

**2 THE PLEDGE OF ALLEGIANCE**

Recited.

**3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING**

A motion was made by Dan Tarwater III, seconded by Dennis Waits to approve the journal of the previous meeting held on April 29, 2013. The motion passed by a voice vote.

**4 HEARINGS**

*None.*

**5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE**

*None.*

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

Fred Arbanas moved to waive the reading of Ordinances #4517, #4518, and #4519. Seconded by Bob Spence.  
The motion passed by a voice vote. (APPROVED)

[4517](#) Land Use Committee moved to perfect.

*Fred Arbanas objects to the Consent Agenda.*

[4517](#) A motion was made by Fred Arbanas, seconded by Bob Spence to perfect Ordinance #4517. The motion passed by a voice vote.

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(PERFECTED)

[4517](#) A motion was made by Fred Arbanas, seconded by Bob Spence to suspend the rules to consider final passage of Ordinance #4517. The motion passed by a voice vote.

(APPROVED)

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

[4518](#) Land Use Committee moved to perfect.

*Fred Arbanas objects to the Consent Agenda.*

[4518](#) A motion was made by Fred Arbanas, seconded by Bob Spence to perfect Ordinance #4518. The motion passed by a voice vote.

(PERFECTED)

[4518](#) A motion was made by Fred Arbanas, seconded by Bob Spence to suspend the rules to consider final passage of Ordinance #4518. The motion passed by a voice vote.

(APPROVED)

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

[4519](#) Land Use Committee moved to perfect.

*Fred Arbanas objects to the Consent Agenda.*

[4519](#) A motion was made by Fred Arbanas, seconded by Bob Spence to perfect Ordinance #4519. The motion passed by a voice vote.

(PERFECTED)

[4519](#) A motion was made by Fred Arbanas, seconded by Bob Spence to suspend the rules to consider final passage of Ordinance #4519. The motion passed by a voice vote.

(APPROVED)

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

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

[4517](#) Consent Agenda.

[4518](#) Consent Agenda.

[4519](#) Consent Agenda.

## 8 RESOLUTIONS IN COMMITTEE

[18157](#) Finance and Audit Committee moved to adopt. Consent Agenda.

**9 CONSENT AGENDA**

[4517](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 9.45 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).  
(ADOPTED)

[4518](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 7.2 ± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).  
(ADOPTED)

[4519](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 16.57 ± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).  
(ADOPTED)

[18157](#) A RESOLUTION awarding a twenty-four month term and supply contract, with one twenty-four month option to extend, for the furnishing of lumber and building supplies for use by various county departments to Albert Tamm Lumber of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 6-13.  
(ADOPTED)

To adopt Ordinances 4517, 4518, 4519. To adopt Resolution 18157.

A motion was made by Dennis Waits, seconded by Dan Tarwater III for passage of the consent agenda.

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

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

[4527](#) A motion was made by James D. Tindall, seconded by Theresa Garza Ruiz to perfect Ordinance #4527. The motion passed by a voice vote.  
(PERFECTED)

[4527](#) A motion was made by James D. Tindall, seconded by Theresa Garza Ruiz to suspend the rules to consider final passage of Ordinance #4527. The motion passed by a voice vote.  
(APPROVED)

[4527](#)

A motion was made by James D. Tindall, seconded by Dan Tarwater III, to adopt Ordinance #4527, appropriating \$18,190.00 from the undesignated fund balance of the 2013 Special Road and Bridge Fund in acceptance of insurance proceeds for the repair of vehicles for use by the Sheriff's Office. . 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 III, Greg Grounds and Bob Spence

(ADOPTED)

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[18159](#)

A motion was made by Bob Spence, seconded by Theresa Garza Ruiz, to adopt Resolution #18159, congratulating Dr. Allan Markley, Raytown School District superintendent, on being honored as Administrator of the Year by the Missouri School Public Relations Association. 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 III, Greg Grounds and Bob Spence

(ADOPTED)

[18160](#)

A motion was made by Bob Spence, seconded by Theresa Garza Ruiz, to adopt Resolution #18160, congratulating Dr. Brian Huff, principal of Raytown High School, on being honored as 2013 Missouri High School Principal of the Year. 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 III, Greg Grounds and Bob Spence

(ADOPTED)

[18161](#)

Authorizing Change Order No. 2 to the contract with Universal Construction of Lenexa, KS, for the Historic Truman Courthouse, Project No. 3147, increasing the contract amount by \$199,556.00.

*(Assigned to the Finance and Audit Committee.)*

[18162](#)

Appointing a member to the Kansas City Zoological District Commission.

*(Assigned to the Legislature As A Whole.)*

*James D. Tindall, County Legislator, said the three nominees will be asked to provide a resume and attend the County Legislative meeting on June 3, 2013 for an interview. The Legislature will vote on this legislation on June 3rd.*

[18163](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater III, to adopt Resolution #18163, authorizing the Jackson County Legislature to hold a closed meeting on Monday, May 6, 2013, 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. 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 III, Greg Grounds and Bob Spence

(ADOPTED)

*No objection to the consideration of Resolutions #18164, #18165, and #18166 - not on printed agenda.*

[18164](#)

A motion was made by James D. Tindall, seconded by Crystal Williams, to adopt Resolution #18164, congratulating Qiana Thomason, Vice President of Clinical Operations for Blue KC, on being named as one of Ingram's Magazine's "Forty Under 40" honorees for 2013. 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 III, Greg Grounds and Bob Spence

(ADOPTED)

*Resolution #18165 was assigned to the Public Works Committee.*

*Dan Tarwater, County Legislator, said the Anti-Drug Committee will have a meeting next week.*

*Scott Burnett, County Legislator, distributed copies of the Regional Sales Tax Analysis prepared by Mid-America Regional Council (MARC), to members of the County Legislature.*

*County Executive Orders, Unfinished and New Business were taken up at this time. See pages 5 and 6 for details.*

*The County Legislature went into closed session.*

*The County Legislature reconvened.*

*Bob Spence moved to reconsider Resolution #18165. Seconded by James D. Tindall.*

*The motion passed by a voice vote.*

(APPROVED)

[18165](#)

A motion was made by Bob Spence, seconded by James D. Tindall, to adopt Resolution #18165, authorizing the Director of Finance and Purchasing to execute Parking Facility Use Agreements with certain employees of AT&T, for parking at the County's parking garage located at 505 East 14th Street, Kansas City, MO. 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 III, Greg Grounds and Bob Spence

(ADOPTED)

[18166](#)

A motion was made by James D. Tindall, seconded by Theresa Garza Ruiz, to adopt Resolution #18166, is authorizing the County Counselor to settle the employment claim of Shar-ronn Crawford, in the case styled Shar-ronn Crawford v. Jackson County, Missouri, et al, No. 1116-CV25026, now pending in the Circuit Court of Jackson County, Missouri, for a total payment by the County of \$30,000.00. 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 III, Greg Grounds and Bob Spence

(ADOPTED)

**12 COUNTY EXECUTIVE ORDERS**[13-08](#)

I hereby make the following appointment and reappointments to the Board of Zoning Adjustment:

Appointment

Lynette R. Samborski, is appointed to fill the vacancy occasioned by the expiration of the term of Dorace J. Wilson, for a new term to expire June 30, 2015. A copy of Ms. Samborski's resume is attached.

Reappointments

Diane Demarest is reappointed for such term to expire June 30, 2015.

Ruth Patrick is reappointed for such term to expire June 30, 2013.

Jeremy Lee Ploeger is reappointed for such term to expire June 30, 2015.

Patricia VanScoy is reappointed for such term to expire June 30, 2013.

**13 UNFINISHED BUSINESS**

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

*Meeting adjourned until Monday, May 13, 2013 at 2:30 P.M. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.*