



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

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

County Legislature

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

Monday, December 8, 2014

2:30 PM

Forty-seventh Regular Meeting

Eastern Jackson County Courthouse, 308 W. Kansas, Independence, Missouri, Ground Floor, Legislative Chambers

Scott Burnett, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent 1 - Crystal Williams

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

A motion was made by Dan Tarwater, seconded by Dennis Waits to approve the journal of the previous meeting held on December 01, 2014. The motion passed by a voice vote.

4 HEARINGS

Fred Arbanas, County Legislator, informed Dennis Waits that last week while he was absent from the meeting of the County Legislature, he missed the adoption of Resolution #18675, renaming a portion of the park located at 4400 S. Lee's Summit Road, Independence, Missouri, the "Dennis R. Waits Softball Complex at Adair Park."

Dennis Waits, County Legislator, thanked the Fred Arbanas and the County Legislature and said it meant a lot that they named the softball complex after him. He said there were many people involved in the Adair Park project and he thanked all of them.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Jack Holland, Managing Director of Oppenheimer & Co. Inc. was present to explain Ordinance #4706.

Ordinance #4706 was perfected and adopted at this time. See page 6 for details.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

A motion was made by Dennis Waits, seconded by Dan Tarwater to waive the reading of Ordinance #4691 The motion passed by a voice vote.

[4691](#) AN ORDINANCE 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, 2015.
(Legislature As A Whole - 4th. Perfection)

[4692](#) AN ORDINANCE setting the 2015 Jackson County, Missouri tentative tax levy.
(Legislature As A Whole - 4th. Perfection)

[4695](#) A motion was made by Bob Spence, seconded by Fred Arbanas to perfect Ordinance #4695. The motion passed by a voice vote.
(PERFECTED)

[4695](#) A motion was made by Bob Spence, seconded by Theresa Garza Ruiz to suspend the rules to consider final passage of Ordinance #4695. The motion passed by a voice vote.
(APPROVED)

[4695](#) A motion was made by Bob Spence, seconded by Theresa Garza Ruiz, to adopt Ordinance #4695, enacting section 1056., Jackson County Code, 1984, relating to County purchasing, with an effective date. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

None.

9 CONSENT AGENDA

None.

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[4699](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz to perfect Ordinance #4699. The motion passed by a voice vote.

(PERFECTED)

[4699](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz to suspend the rules to consider final passage of Ordinance #4699. The motion passed by a voice vote.

(APPROVED)

[4699](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz, to adopt Ordinance #4699, appropriating \$21,000.00 from the undesignated fund balance of the 2014 Federal Forfeiture Fund and awarding a contract for the furnishing of four 2012 Dodge Charger police vehicles to the Missouri State Highway Patrol, at an actual cost to the County of \$63,000.00, as an acquisition from another government. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[4700](#)

Appropriating \$34,000.00 from the undesignated fund balance of the 2014 Grant Fund to cover the Family Court Division's Kansas City, Missouri School District Contract program with the Kansas City, School District.

(Assigned to the Justice and Law Enforcement Committee.)

[4701](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz to perfect Ordinance #4701. The motion passed by a voice vote.

(PERFECTED)

[4701](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz to suspend the rules to consider final passage of Ordinance #4701. The motion passed by a voice vote.

(APPROVED)

[4701](#)

A motion was made by Dan Tarwater, seconded by Dennis Waits, to adopt Ordinance #4701, appropriating \$16,236.00 from the undesignated fund balance of the 2014 General Fund in acceptance of auction proceeds from the sale of 22 surplus vehicles for use by the Sheriff's Office. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[4702](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz to perfect Ordinance #4702. The motion passed by a voice vote.

(PERFECTED)

[4702](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz to suspend the rules to consider final passage of Ordinance #4702. The motion passed by a voice vote.

(APPROVED)

[4702](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz, to adopt Ordinance #4702, appropriating \$9,378.00 from the undesignated fund balance of the 2014 Anti-Drug Sales Tax Fund in acceptance of additional funds for the 2014 Edward Byrne Memorial Justice Assistance Grant awarded to the Multi-Jurisdictional Drug Task Force and authorizing the County Executive to execute amended grant documents with the Missouri Department of Public Safety. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[4703](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz to perfect Ordinance #4703. The motion passed by a voice vote.

(PERFECTED)

[4703](#)

A motion was made by Dan Tarwater, seconded by Fred Arbanas to suspend the rules to consider final passage of Ordinance #4703. The motion passed by a voice vote.

(APPROVED)

[4703](#)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz, to adopt Ordinance #4703, transferring \$51,112.00 within and appropriating \$90,903.00 from the undesignated fund balance of the 2014 Anti-Drug Sales Tax Fund in acceptance of additional funding for the "Sentenced to the Arts" grant received from the Missouri Department of Public Safety, and authorizing the County Executive to execute an extension to the Cooperative Agreements with Arts Tech of Kansas City, MO, and Deana Bellamaganya 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 \$142,015.00. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater and Greg Grounds

No: 1 - Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[4704](#)

A motion was made by Theresa Garza Ruiz, seconded by Dan Tarwater to perfect Ordinance #4704. The motion passed by a voice vote.

(PERFECTED)

[4704](#)

A motion was made by Theresa Garza Ruiz, seconded by Dennis Waits to suspend the rules to consider final passage of Ordinance #4704. The motion passed by a voice vote.

(APPROVED)

[4704](#)

A motion was made by Theresa Garza Ruiz, seconded by Dennis Waits, to adopt Ordinance #4704, appropriating \$75,000.00 from the undesignated fund balance of the 2014 Grant Fund and transferring \$7,059.00 within the 2014 General Fund in acceptance of a grant received from Blue Cross and Blue Shield and awarding a contract for the furnishing of exercise equipment for use County-wide, to Lifetime Fitness, under the terms and conditions of the National Joint Powers Alliance Contract No. 021512-LFF, at a cost to the County not to exceed \$82,059.00. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

Scott George, Senior Operations Manager in the Public Works Department, explained that the cardio equipment will be on the 1st floor of the courthouse and also on the ground floor of the old Sheriff's Department building in eastern Jackson County.

[4705](#)

A motion was made by Dennis Waits, seconded by Theresa Garza Ruiz to perfect Ordinance #4705. The motion passed by a voice vote.

(PERFECTED)

[4705](#)

A motion was made by Dennis Waits, seconded by Theresa Garza Ruiz to suspend the rules to consider final passage of Ordinance #4705. The motion passed by a voice vote.

(APPROVED)

[4705](#)

A motion was made by Dennis Waits, seconded by Theresa Garza Ruiz, to adopt Ordinance #4705, appropriating \$6,204.00 from the undesignated fund balance of the 2014 Health Fund in acceptance of a grant received from the Truman Heartland Community Foundation for the purchase of a commercial washing machine for use at the Regional Animal Shelter. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[4706](#)

A motion was made by Dennis Waits, seconded by Theresa Garza Ruiz to perfect Ordinance #4706. The motion passed by a voice vote.

(PERFECTED)

[4706](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater to suspend the rules to consider final passage of Ordinance #4706. The motion passed by a voice vote.

(APPROVED)

[4706](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater, to adopt Ordinance #4706, authorizing and directing the issuance, sale, and delivery of not to exceed \$11,000,000.00 principal amount of Special Obligation Refunding Bonds, Series 2015, of Jackson County, Missouri, and authorizing certain other documents and actions in connection therewith. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[4707](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater to perfect Ordinance #4707. The motion passed by a voice vote.

(PERFECTED)

[4707](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater to suspend the rules to consider final passage of Ordinance #4707. The motion passed by a voice vote.

(APPROVED)

[4707](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater, to adopt Ordinance #4707, appropriating \$45,806.00 from the undesignated fund balance of the 2014 Health Fund and authorizing the County Executive to execute a commercial real estate sales contract with the Vaughan Family Trust, for the purchase of property located at 301 and 305 South Liberty Street, Independence, MO, at a cost to the County not to exceed \$45,806.00. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[4708](#)

A motion was made by Theresa Garza Ruiz, seconded by Dennis Waits to perfect Ordinance #4708. The motion passed by a voice vote.

(PERFECTED)

[4708](#)

A motion was made by Theresa Garza Ruiz, seconded by Dan Tarwater to suspend the rules to consider final passage of Ordinance #4708. The motion passed by a voice vote.

(APPROVED)

[4708](#)

A motion was made by Theresa Garza Ruiz, seconded by Dennis Waits, to adopt Ordinance #4708, appropriating \$590,000.00 from the undesignated fund balance of the 2014 General Fund and transferring \$171,176.00 within the 2014 General Fund, \$4,015.00 within the 2014 Health Fund, \$10,043.00 within the 2014 Park Fund, \$16,834.00 within in the 2014 Special Road and Bridge Fund, \$8,260.00 within the 2014 Anti-Drug Sales Tax Fund, \$63,783.00 within the 2014 Assessment Fund, and \$25,000.00 within the 2014 Park Enterprise Fund, to fund upgrades to and replacement of the County's information technology network systems, for use by the Information Technology Department. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[4709](#)

Repealing subsections 1503.14, 1503.35, 1503.39, and 1503.45 and sections 1505., 1523., 1550., 1570., 1571., and 1572., Jackson County Code, 1984, relating to the Jackson County Employees Pension Plan, and enacting, in lieu thereof, four new subsections and five new sections relating to the same subject.

(Assigned to the Finance and Audit Committee.)

Dennis Waits said there are two components of this amendment to the Pension Plan: 1.) it allows military veterans employed by the County to purchase a year of credited service in the Plan for each full year of military service, up to four years total and 2.) it amends the Plan to make clear the property right that Plan members enjoy in the Plan's benefits and the County's obligation to fund the Plan.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[18676](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater, to adopt Resolution #18676, transferring \$38,215.00 within the 2014 Anti-Drug Sales Tax Fund to provide matching funds for the Prosecuting Attorney's Office's Victim Services Program. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

Jean Peters Baker, Prosecuting Attorney, was present to answer questions regarding Resolution #18676.

[18677](#) Authorizing the Director of Finance and Purchasing to execute an Addendum to the Agreement with CompuTrust Software of Morgan Hill, CA, for the furnishing of customized report software, at a cost to the County in the amount of \$9,330.00, as a sole source purchase.
(Assigned to the Finance and Audit Committee.)

[18678](#) A motion was made by Theresa Garza Ruiz, seconded by Dan Tarwater, to adopt Resolution #18678, transferring \$31,000.00 within the 2014 Health Fund for furniture upgrades in the Medical Examiner's Office. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[18679](#) A motion was made by Dennis Waits, seconded by Kenneth T. Bacchus, to adopt Resolution #18679, authorizing the Jackson County Legislature to hold a closed meeting on Monday, December 8, 2014, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(3) 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: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

Stephen Nixon, County Counselor, advised the County Legislature that there would be legislation for the County Legislature to adopt after the closed session.

[18680](#) A motion was made by Fred Arbanas, seconded by Dennis Waits, to adopt Resolution #18680, authorizing the County Executive to execute a one-year Usage Agreement with the City of Lee's Summit to provide for recreation activities and dances for use by the Parks + Rec Department's Special Population Services Division. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[18681](#) Transferring \$3,724.00 within the 2014 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an Agreement with the City of Kansas City, Missouri, for the furnishing of a Housing Inspector for the Prosecuting Attorney's Office's Drug Abatement Response Team (DART) Program, at a cost to the County not to exceed \$25,920.00.

(Assigned to the Anti-Drug Committee.)

[18682](#) Transferring \$124,254.00 within the 2014 Anti-Drug Sales Tax Fund and \$25,000.00 within the General Fund for repairs and upgrades in the Prosecuting Attorney's Office located at the Downtown Kansas City Courthouse.

(Assigned to the Anti-Drug Committee.)

[18683](#) A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz, to adopt Resolution #18683, authorizing the transfer of ownership of Blitz, a K-9 police dog within the Sheriff's Office, to former County deputy sheriff, John Beggs, his handler. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[18684](#) A motion was made by Bob Spence, seconded by Theresa Garza Ruiz, to adopt Resolution #18684, authorizing the County Executive to execute an Addendum to the Agreement with Carter-Rice Communications, for the furnishing of a video production celebrating the 40-year history of the Jackson County Legislature, at an additional cost to the County not to exceed \$1,000.00. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

Scott Burnett thanked Jim Rice and Ricky Carter and said copies of the video will be available next week.

Dan Tarwater, County Legislator, asked if the video could be available on Jackson County's website, as it was very interesting.

Scott Burnett said he asked and the answer was no.

Lisa Carter, Public Information Officer, said she will check into putting it on YouTube and advise the County Legislature of her findings.

[18685](#) Authorizing the County Executive to execute a Memorandum of Agreement with the City of Kansas City and the Land Clearance for Redevelopment Authority of Kansas City, Missouri, to form the Kansas City Vacant Properties Assessment Coalition, at no cost to the County. *(Assigned to the Finance and Audit Committee.)*

No objection to the consideration of Resolution #18686 - not on printed agenda.

[18686](#) A motion was made by Dan Tarwater, seconded by Dennis Waits, to adopt Resolution #18686, transferring \$23,286.00 within the 2014 General Fund and awarding a contract for the furnishing of X-ray equipment for use by the Sheriff's Office to Autoclear LLC, of Hawthorn Woods IL, under the terms and conditions set forth of GSA Contract No. GS-07F-9010D, an existing government contract, at an actual cost to the County not to exceed \$23,286.00. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

No objection to the consideration of Resolutions #18687 and #18688 - not on printed agenda.

[18687](#) A motion was made by Dennis Waits, seconded by Dan Tarwater, to adopt Resolution #18687, authorizing the County Executive to execute an Employment Agreement with Gary Panethiere to serve as the Chief Operating Officer for Jackson County. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

[18688](#) A motion was made by Dennis Waits, seconded by Theresa Garza Ruiz, to adopt Resolution #18688, appointing Crissy Wooderson as Legislative Auditor for a term ending December 31, 2016. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Fred Arbanas, Scott Burnett, Kenneth T. Bacchus, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Crystal Williams

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[14-20](#)

I hereby appoint Gary Panethiere, as Chief Operating Officer, to fill the vacancy occasioned by the resignation of Shelley Temple-Kneuvean, effective December 8, 2014.

The County Legislature went into closed session.

The County Legislature reconvened.

Resolutions #18687 and #18688 were adopted at this time. See page 11 for details.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

A motion was made by Greg Grounds, seconded by Dan Tarwater, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until Monday, December 15, 2014 at 2:30 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.