



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

*Henry C. Rizzo (2nd AL), Chairman, Dan Tarwater (4th), 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, September 20, 2010

2:30 PM

Thirty-sixth Regular Meeting

Swope Health Services, 3801 Blue Parkway, Kansas City, MO, Building C, Activity Room

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, Dan Tarwater, Greg Grounds and Bob Spence

2 THE PLEDGE OF ALLEGIANCE

Recited.

[Play Video](#)

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dan Tarwater moved to approve the journal of the previous meeting held on 9/13/2010.
Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

Resolutions #17369 and #17372 were adopted at this time. See pages 5 & 6 for details.

[Play Video](#)

4 HEARINGS

Henry C. Rizzo thanked Sharon Davis, Executive Assistant, Jimmy Brown, Vice President of Corporate Services and Community Affairs and Charles Black, Facility Director of Swope Health Services for coordinating our meeting space for today. He introduced Verneda Robinson, President/CEO of Swope Health Services.

Verneda Robinson, welcomed the County Legislature, County Executive and County Clerk to their facility. She introduced members of the Board and gave a brief description of the services offered to the community. She then turned it over to Frank Ellis, Chairman, who shared the history of Swope and their cooperative efforts with Jackson County, Missouri.

Comments made by Dan Tarwater and James D. Tindall, County Legislators, regarding Swope.

Dennis Waits, County Legislator, said Ordinance #4250 will be introduced today as an add-on and he asked that it be adopted. He said this was to hire a local company for the design and construction oversight of the animal shelter project. Shelley Kneuvean, Deputy Chief Administrative Officer, was present to answer any questions.

[Play Video](#)

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

[Play Video](#)

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[Play Video](#)

[4231](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

[Play Video](#)

[4231](#) Fred Arbanas moved to perfect Ordinance #4231. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote. (PERFECTED)

[4231](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #4231. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4232](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR-p (Residential Ranchette - Planned Development) a certain 197 ± acre tract, and approving the preliminary plat "Bountiful," creating a forty-three (43) lot residential subdivision subject to conditions.

(WITHDRAWN BY SPONSOR ARBANAS. CONCURRRED BY GARZA RUIZ AND TARWATER.)

[Play Video](#)

[4236](#) Justice and Law Enforcement Committee moved to perfect.

James D. Tindall objects to the Consent Agenda.

[4236](#) James D. Tindall moved to perfect Ordinance #4236. Seconded by Dan Tarwater.

The motion passed by a voice vote. (PERFECTED)

[4236](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4236. Seconded by Dennis Waits.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4237](#) Justice and Law Enforcement Committee moved to perfect.

James D. Tindall objects to the Consent Agenda.

[Play Video](#)

[4237](#) James D. Tindall moved to perfect Ordinance #4237. Seconded by Dan Tarwater.

The motion passed by a voice vote. (PERFECTED)

[4237](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4237. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[Play Video](#)

[4231](#) Consent Agenda.

[4236](#) Consent Agenda.

[4237](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[Play Video](#)

[17352](#)

A RESOLUTION authorizing payment of \$770,000.00 from the City of Kansas City CURS account to the City of Kansas City for expenditures made on its Asphalt Overlay Program for various roads in Kansas City.

(Public Works Committee - 3rd. Meeting)

[Play Video](#)

[17363](#)

A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the City of Independence, Missouri, for the purpose of transferring the control, ownership, operation, and maintenance of Jackson County Sewer Districts Nos. 93, 94, 95, and 101, and extensions.

(Public Works Committee - 2nd. Meeting)

[Play Video](#)

[17365](#)

Finance and Audit Committee moved do pass. Consent Agenda.

[Play Video](#)

[17367](#)

Finance and Audit Committee moved do pass. Consent Agenda.

[Play Video](#)

[17368](#)

Anti-Drug Committee moved do pass. Consent Agenda.

[Play Video](#)

9 CONSENT AGENDA

[Play Video](#)

[4231](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 27 ± acre lot from District A (Agricultural) to District RR (Residential Ranchette) for a three-lot residential subdivision, "Spencer Acres."

(ADOPTED)

[4236](#) AN ORDINANCE transferring \$203,963.84 within and appropriating \$452,346.30 from the fund balance of the 2010 Anti-Drug Sales Tax Fund in acceptance of the Drug Abatement Response Team (DART) grant for the Prosecuting Attorney's Office awarded by the Missouri Department of Public Safety, and authorizing the County Executive to execute a Memorandum of Understanding with the City of Kansas City, MO, the Kansas City Missouri Fire Department, and the Kansas City Board of Police Commissioners relating to the DART program, at a cost to the County not to exceed \$91,000.00.

(ADOPTED)

[4237](#) AN ORDINANCE transferring \$60,600.63 within and appropriating \$129,283.35 from the fund balance of the 2010 Anti-Drug Sales Tax Fund in acceptance of a grant received by the Prosecuting Attorney's Office from the Missouri Department of Public Safety.

(ADOPTED)

[17365](#) A RESOLUTION awarding a six (6) month term and supply contract with two (2) twelve (12) month extension options for the furnishing of electrical products for use by various County departments to Graybar Electric Company of Kansas City, MO, under the terms and conditions of an existing government contract.

(ADOPTED)

[17367](#) A RESOLUTION awarding a twelve-month term and supply contract, with three twelve-month extension options, for the furnishing of property casualty insurance for use countywide to Lockton Companies, LLC., of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 32-10.

(ADOPTED)

[17368](#) A RESOLUTION transferring \$20,000.00 within the 2010 Anti-Drug Sales Tax Fund for anti-drug prevention programs and services to be provided by the Family Court.

(ADOPTED)

To adopt Ordinances 4231, 4236, 4237. To adopt Resolutions 17365, 17367, 17368.

Dan Tarwater moved the passage of the consent agenda. Seconded by Dennis Waits. 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

[Play Video](#)

[4244](#) James D. Tindall moved to perfect Ordinance #4244. Seconded by Dennis Waits.

The motion passed by a voice vote. (PERFECTED)

[Play Video](#)

[4244](#)

James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4244. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[4244](#)

James D. Tindall moved the passage of Ordinance #4244 as perfected, transferring \$1,038.00 within the 2010 Homeless Assistance Fund and appropriating \$51,877.00 from the fund balance of the 2010 Grant Fund in acceptance of the State of Missouri's 2010 Emergency Shelter Grant (ESG), authorizing the County Executive to execute an agreement with the Missouri Department of Social Services, Family Support Division, and authorizing the County Executive to execute cooperative agreements with certain outside agencies funded by the Emergency Shelter Grant. Seconded by Dan Tarwater.

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)

James D. Tindall thanked Celestine Williams, Legislative Aide/Director Housing Resource Commission, for her work in obtaining the Emergency Shelter Grant.

[4245](#)

Appropriating \$65,715.00 from the fund balance of the 2010 Anti-Drug Sales Tax Fund to cover the Family Court Division's Family Drug Court program grant received from the State of Missouri Drug Courts Coordinating Commission.

(Anti-Drug Committee)

[Play Video](#)

[4246](#)

Setting the 2010 Jackson County, Missouri, tax levy.

(Finance and Audit Committee)

[Play Video](#)

[4247](#)

Setting the 2010 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy.

(Finance and Audit Committee)

[Play Video](#)

[4248](#)

Setting the 2010 Jackson County Community Mental Health Fund Levy.

(Finance and Audit Committee)

[Play Video](#)

[4249](#)

Setting the 2010 merchants and manufacturers' inventory replacement tax levy.

(Finance and Audit Committee)

No objection to the consideration of Ordinance #4250 - not on printed agenda.

[Play Video](#)

[4250](#) Dennis Waits moved to perfect Ordinance #4250. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)

[Play Video](#)

[4250](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #4250. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)

[4250](#) Dennis Waits moved the passage of Ordinance #4250 as perfected, appropriating \$159,095.00 from the fund balance of the 2010 Health Fund, authorizing the County Executive to execute an addendum to the Professional Architectural Design Services Agreement with Patterson Latimer Jones Brannon Denham, Inc., for design architectural services in connection with the construction of a shared animal shelter facility, at a cost to the County not to exceed \$134,095.00, and authorizing the County Executive to execute a Professional Services Agreement with Courtney Thomas, of Raymore, MO, for design and construction oversight of the project, at a cost to the County not to exceed \$25,000.00. Seconded by Dan Tarwater.
Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Greg Grounds
No: 1 - Bob Spence
(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[Play Video](#)

[17369](#) Scott Burnett moved the passage of Resolution #17369, recognizing the important role of grandparents as caregivers and mentors in our community. Seconded by Dan Tarwater.
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)

[Play Video](#)

[17370](#) James D. Tindall moved the passage of Resolution #17370, authorizing the County Executive to execute a Cooperative Agreement with the Fort Osage School District for one deputy to serve as the School Resource Officer at the Fort Osage High School, at no cost to the County. Seconded by Dennis Waits.
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)

[Play Video](#)

[17371](#)

Dan Tarwater moved the passage of Resolution #17371, transferring \$40,448.00 within the 2010 Anti-Drug Sales Tax Fund to cover funding for the Sheriff's Office's 2010 Drug Abuse Resistance Education (DARE) program. Seconded by Dennis Waits.

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)

[Play Video](#)

[17372](#)

Dan Tarwater moved the passage of Resolution #17372, recognizing Alice Kitchen for her years of service in social work and with the Community Services Department at Children's Mercy Hospital. Seconded by Scott Burnett.

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)

[Play Video](#)

[17373](#)

Scott Burnett moved the passage of Resolution #17373, authorizing the Jackson County Legislature to hold a closed meeting on Monday, September 20, 2010, 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. Seconded by Dan Tarwater.

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)

[Play Video](#)

[17374](#)

Dennis Waits moved the passage of Resolution #17374, transferring \$40,000.00 within the 2010 Assessment Fund to cover the costs of reconfiguring office space for use by the Assessment Department. Seconded by Fred Arbanas.

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)

[Play Video](#)

12 COUNTY EXECUTIVE ORDERS

None.

[Play Video](#)

13 UNFINISHED BUSINESS

Henry C. Rizzo recognized Crystal Williams in the audience who will be the County Legislator for the 2nd District At Large in January 2011.

Dennis Waits recognized Judge Gant who was also in the audience.

James D. Tindall recognized Jim Nunnely in the audience.

Dennis Waits introduced Courtney Thomas with Wayside Waifs who was in the audience.

[Play Video](#)

14 NEW BUSINESS

The County Legislature goes into closed session. The County Legislature reconvenes.

[Play Video](#)

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, September 27, 2010 at 2:30 P.M. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.

[Play Video](#)