



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

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

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**Monday, March 26, 2012**

**2:30 PM**

**Thirteenth Regular Meeting**

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

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Dan Tarwater, Chairman, called the meeting of the Jackson County Legislature to order.

**1 ROLL CALL**

Present: Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, 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**

Dennis Waits moved to approve the journal of the previous meeting held on 3/19/2012.  
Seconded by Scott Burnett.

**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**

*None.*

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

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- [4397](#) Land Use Committee moved to perfect.  
*Fred Arbanas objects to the Consent Agenda.*  
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- [4397](#) Fred Arbanas moved to perfect Ordinance #4397. Seconded by Bob Spence.  
**The motion passed by a voice vote.** (PERFECTED)
- [4397](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #4397.  
Seconded by Bob Spence.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [4398](#) Finance and Audit Committee moved to perfect.  
*Scott Burnett objects to the Consent Agenda.*  
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- [4398](#) Scott Burnett moved to perfect Ordinance #4398. Seconded by Crystal Williams.  
**The motion passed by a voice vote.** (PERFECTED)
- [4398](#) Scott Burnett moved to suspend the rules to consider final passage of Ordinance #4398.  
Seconded by Theresa Garza Ruiz.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [4399](#) Finance and Audit Committee moved to perfect.  
*Scott Burnett objects to the Consent Agenda.*  
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- [4399](#) Scott Burnett moved to perfect Ordinance #4399. Seconded by Theresa Garza Ruiz.  
**The motion passed by a voice vote.** (PERFECTED)
- [4399](#) Scott Burnett moved to suspend the rules to consider final passage of Ordinance #4399.  
Seconded by Theresa Garza Ruiz.  
**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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[4397](#) Consent Agenda.

[4398](#) Consent Agenda.

[4399](#) Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**

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[17854](#) Land Use Committee moved do pass. Consent Agenda.

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[17855](#) Finance and Audit Committee moved do pass. Consent Agenda.

*Resolution #17855 was adopted as amended by the Finance and Audit Committee Amendment dated March 26, 2012, to delete the word "six" and insert the word "twelve" after the word "three" in the heading and the first paragraph on page one.*

[17856](#) Land Use Committee moved do pass. Consent Agenda.

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[17857](#) Land Use Committee moved do pass. Consent Agenda.

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[17858](#) Finance and Audit Committee moved do pass. Consent Agenda.

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[17859](#) Land Use Committee moved do pass. Consent Agenda.

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[17860](#) Land Use Committee moved do pass. Consent Agenda.

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[17861](#) Health and Environment Committee moved do pass. Consent Agenda.

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[17862](#) Public Works Committee moved do pass. Consent Agenda.

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[17863](#) Finance and Audit Committee moved do pass. Consent Agenda.

*Fred Arbanas moved to waive the reading of Resolution #17864. Seconded by Bob Spence.*

*The motion passed by a voice vote. (APPROVED)*

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[17864](#) Public Works Committee moved do pass. Consent Agenda.

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[17865](#) Land Use Committee moved do pass. Consent Agenda.

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[17867](#) Land Use Committee moved do pass. Consent Agenda.

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[17868](#) Land Use Committee moved do pass.

*Crystal Williams objects to the Consent Agenda.*

*Discussion regarding prevailing wage issue.*

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[17868](#) Dennis Waits moved to discharge from Committee to the Legislature Resolution #17868, awarding a contract for the replacement of roofs on nineteen structures for use by the Parks and Recreation Department to Cedaridge Roofing Company of Greenwood, MO, at a cost to the County not to exceed \$152,922.00, under the terms and conditions of Invitation to Bid No. 47-12, and authorizing the Director of Parks & Recreation to execute change orders in an amount not to exceed \$4,078.00, for a maximum cost to the County not to exceed \$157,000.00. Seconded by Greg Grounds.

**The motion passed by a voice vote.**

(APPROVED)

[17869](#) Finance and Audit Committee moved do pass. Consent Agenda.

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## 9 CONSENT AGENDA

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[4397](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 12.47± acres tract from District A (Agricultural) to District RR (Residential Ranchette).

(ADOPTED)

- [4398](#) AN ORDINANCE repealing section 1803., Jackson County Code, 1984, relating to the County Municipal Court, and enacting, in lieu thereof, one new section relating to the same subject.  
(ADOPTED)
- [4399](#) AN ORDINANCE appropriating \$2,692.00 from the undesignated fund balance of the 2012 General Fund to provide for a salary increase for the County Municipal Court judge.  
(ADOPTED)
- [17854](#) A RESOLUTION awarding a contract for the furnishing and installation of playground equipment for use by the Parks & Recreation Department to Gametime c/o Cunningham Associates, Inc., of Charlotte, NC, under the terms and conditions set forth in Mecklenburg County, North Carolina Contract No. 110179, an existing government contract, at an actual cost to the County not to exceed \$43,701.31.  
(ADOPTED)
- [17855](#) A RESOLUTION awarding a twenty-four month term and supply contract with three twelve-month options to extend for the furnishing of office supplies and equipment for use County-wide to Phoenix Office Products of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 25-12.  
(ADOPTED)
- [17856](#) A RESOLUTION awarding a seven-month extension to the term and supply contract for the furnishing of golf carts for use by the Parks and Recreation Department to M & M Golf Cars of Lee's Summit, MO.  
(ADOPTED)
- [17857](#) A RESOLUTION awarding a contract for the repair and rehabilitation of a sanitary sewer line for use by the Parks and Recreation Department to Insituform Technologies USA, Inc., of Chesterfield, Missouri, under the terms and conditions of the City of Independence Contract No. 282-10, an existing government contract, at an actual cost to the County not to exceed \$47,377.26.  
(ADOPTED)
- [17858](#) A RESOLUTION transferring \$55,000.00 within the 2012 Assessment Fund and awarding twelve-month contracts with one twelve-month option to extend, for the furnishing of training and consulting services, at a cost to the County for 2012 not to exceed \$40,000.00 and for software maintenance, at a cost to the County for 2012 not to exceed \$15,000.00, for use by the Assessment Department to Tyler Technologies, Inc., of Dayton, OH, as sole source purchases.  
(ADOPTED)

- [17859](#) A RESOLUTION awarding a contract for the furnishing of three pontoon boats for use by the Parks and Recreation Department to Playcraft Boats of Richland, MO, under the terms and conditions of Invitation to Bid No. 50-12, at a cost to the County not to exceed \$47,955.00.
- (ADOPTED)
- [17860](#) A RESOLUTION awarding eight-year leases for the planting and harvesting of hay and crops on County park land to L.E. Montgomery of Lone Jack, MO, Joseph Hand of Holden MO, and Robert Hertzog of Greenwood, MO, under the terms and conditions of Invitation to Bid No. 17-12, for specified rents payable to the County.
- (ADOPTED)
- [17861](#) A RESOLUTION awarding a contract for the furnishing of market research services for the purpose of conducting a survey of Jackson County citizens regarding yard waste and recycling to ETC Institute of Olathe, KS, under the terms and conditions of Request for Proposals No. 27-12, at a cost to the County not to exceed \$15,000.00.
- (ADOPTED)
- [17862](#) A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of reinforced concrete pipe for use by the Public Works Department to Cretex Concrete Products Midwest, Inc., of Shawnee, KS, as a sole source purchase.
- (ADOPTED)
- [17863](#) A RESOLUTION awarding a twenty-four month term and supply contract with two twelve-month options to extend for the furnishing of elevator maintenance, miscellaneous parts, and repair for use by the Public Works Department to MEI Dynatron Elevators of Kansas City, KS, under the terms and conditions of Invitation to Bid No. 24-12.
- (ADOPTED)
- [17864](#) A RESOLUTION awarding twenty-four month term and supply contracts with three twelve-month options to extend for the furnishing of heavy equipment maintenance, parts, and repair services for use by the Public Works Department to Victor L. Phillips Company of Kansas City, MO, Ackley Precision Welding of Oak Grove, MO, American Equipment Company of Kansas City, KS, CTW Electrical Company, Inc., of Greenwood, IN, KCR International d/b/a Diamond International of Kansas City, MO, G.W. Van Keppel Company of Kansas City, KS, K.C. Bobcat of Blue Springs, MO, L & W Service, LLC, d/b/a Midwest Radiator of Kansas City, Missouri, Murphy Tractor & Equipment Company of Kansas City, MO, Olathe Tractor & Equipment of Olathe, KS, Sargent Auto & Diesel of Grain Valley, MO, Summit Auto Electric of Lee's Summit, MO, and Tandem Truck Sales of Oak Grove, MO, under the terms and conditions of Invitation to Bid No. 19-12.
- (ADOPTED)

[17865](#) A RESOLUTION awarding a contract for the furnishing of an Accu-Master spin/relief grinder to Van Wall Equipment of Olathe, KS, for use by the Parks and Recreation Department, under the terms and conditions of Request for Proposals No. 42-12, at a cost to the County not to exceed \$26,969.00, and declaring certain property unusable and obsolete and authorizing its disposal to be used as a trade-in.

(ADOPTED)

[17867](#) A RESOLUTION awarding contracts for the furnishing of golf course grounds maintenance equipment for use by the Parks and Recreation Department to Van Wall Equipment of Olathe, KS, and Kansas Golf & Turf of Wichita, KS, under the terms and conditions of Invitation to Bid No. 43-12, at an aggregate cost to the County not to exceed \$48,846.00, and declaring certain property unusable and obsolete and authorizing its disposal as trade-ins.

(ADOPTED)

[17869](#) A RESOLUTION transferring \$40,000.00 within the 2012 General Fund to cover the cost of unanticipated litigation costs.

(ADOPTED)

To adopt Ordinances 4397, 4398, 4399. To adopt Resolutions 17854, 17855, 17856, 17857, 17858, 17859, 17860, 17861, 17862, 17863, 17864, 17865, 17867, 17869.

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

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

Absent: 1 - Dennis Waits

## 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4400](#) Bob Spence moved to perfect Ordinance #4400. Seconded by Fred Arbanas.

**The motion passed by a voice vote.**

(PERFECTED)

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[4400](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #4400. Seconded by Scott Burnett.

**The motion passed by a voice vote.**

(APPROVED)

[4400](#) Bob Spence moved the passage of Ordinance #4400 as perfected, appropriating \$5,000.00 from the fund balance of the 2012 Special Road and Bridge Fund and authorizing Director of Finance and Purchasing to issue a check in the amount of \$2,500.00 to the City of Grain Valley for reimbursement of unspent funds for the Buckner Tarsney Bridge Debris Removal Project, No. 3143. Seconded by Fred Arbanas.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence  
Absent: 1 - Dennis Waits

(ADOPTED)

[4401](#) James D. Tindall moved to perfect Ordinance #4401. Seconded by Theresa Garza Ruiz.

**The motion passed by a voice vote.**

(PERFECTED)

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[4401](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4401. Seconded by Crystal Williams.

**The motion passed by a voice vote.**

(APPROVED)

[4401](#) James D. Tindall moved the passage of Ordinance #4401 as perfected, partially rescinding Resolution 17796, dated January 23, 2012, appropriating \$10,000.00 from the undesignated fund balance of the 2012 Homeless Assistance Fund, and authorizing the County Executive to execute an agreement with Catholic Charities to provide for assistance to homeless persons, at a cost to the County not to exceed \$20,000.00. Seconded by Fred Arbanas.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence  
Absent: 1 - Dennis Waits

(ADOPTED)

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[17870](#) Bob Spence moved the passage of Resolution #17870, authorizing the County Executive to execute an agreement with the Independence Chamber of Commerce for the use of County's parking lot located at Kansas and Osage, for the Santa-Cali-Gon Days Festival, at no cost to the County. Seconded by Fred Arbanas.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence  
Absent: 1 - Dennis Waits

(ADOPTED)

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[17871](#) Authorizing the County Executive to execute a Cooperative Agreement with One Goal Consultants, to provide for an ex-felon help line, at a cost to the County not to exceed \$17,000.00.

*(Justice and Law Enforcement Committee)*

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**12 COUNTY EXECUTIVE ORDERS**

*None.*

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**13 UNFINISHED BUSINESS**

*None.*

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**14 NEW BUSINESS**

*None.*

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**15 ADJOURNMENT**

Theresa Garza Ruiz moved to adjourn the meeting. Seconded by Scott Burnett.

**The motion passed by a voice vote.**

(APPROVED)

*Meeting adjourned until Monday, April 2, 2012 at 2:30 P.M. in the Kansas City Legislative Assembly Area.*

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