



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

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

Monday, August 10, 2009

2:30 PM

Thirty-first Regular Meeting

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

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

1 ROLL CALL

Present: Scott Burnett, Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, 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 8/3/2009.
Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

Louie Wright, President of International Association of Firefighters Local No. 42, gave an update on negotiations regarding the Memorandum of Understanding with the Prosecutor's office. On behalf of the union, he was requesting the assistance of the County Legislature and County Executive in order to complete this process.

Discussion.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, wished Happy Birthday to Henry C. Rizzo, County Legislator.

James D. Tindall, County Legislator, wished Happy Birthday to Celestine Williams, his legislative aide.

*Fred Siems, Chief Financial Officer, gave a power point presentation titled Fiscal Year 2009 & 2010 Revenue Forecast - Jackson County, Missouri.
(Copy available in County Clerk's office.)*

Discussion.

Discussion regarding lawsuit filed by school districts against Jackson County, Missouri.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4126](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from Districts LI (Light Industrial) and RO-p (Residential and Office Use - Planned Development) to District GB (General Business) a certain 2.3 ± acre tract.

(Land Use Committee - 1st. Perfection)

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[4127](#)

Anti-Drug Committee moved to perfect.

Dan Tarwater objects to the Consent Agenda.

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[4127](#)

Dan Tarwater moved to perfect Ordinance #4127. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(PERFECTED)

[4127](#)

Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #4127. 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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[4124](#) Consent Agenda.

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[4127](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[16976](#) Public Works Committee moved do pass. Consent Agenda.

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[16977](#) Justice and Law Enforcement Committee moved do pass. Consent Agenda.

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[16978](#) A RESOLUTION transferring \$11,300.00 within the 2009 Anti-Drug Sales Tax Fund to cover the purchase of the Karpel Program for the Jackson County Drug Court program.

(Anti-Drug Committee - 1st. Meeting)

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9 CONSENT AGENDA

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[4124](#) AN ORDINANCE appropriating \$65,715.00 from the fund balance of the 2009 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.

(ADOPTED)

[4127](#) AN ORDINANCE appropriating \$18,822.84 from the fund balance of the 2009 Anti-Drug Sales Tax Fund and transferring \$56,468.53 within the 2009 Anti-Drug Grant Fund in acceptance of the Jackson County Drug Task Force's grant received from the U.S. Department of Justice JAG Program.

(ADOPTED)

[16976](#) A RESOLUTION transferring \$100,000.00 within the 2009 Special Road and Bridge Fund to cover the costs of maintenance and repair to construction equipment for the Public Works Department.

(ADOPTED)

[16977](#)

A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of laser radio terminals, accessories, maintenance and repair for use by the Department of Corrections to DCT Solutions Group of Kansas City, MO, as a sole source purchase.

(ADOPTED)

To adopt Ordinances 4124, 4127. To adopt Resolutions 16976, 16977.

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

Yes: 8 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Fred Arbanas, 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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[4129](#)

Theresa Garza Ruiz moved to perfect Ordinance #4129. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

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[4129](#)

Theresa Garza Ruiz moved to suspend the rules to consider final passage of Ordinance #4129. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[4129](#)

Theresa Garza Ruiz moved the passage of Ordinance #4129 as perfected, appropriating \$40,000.00 from the fund balance of the 2009 Grant Fund to cover a grant received from the Missouri Highway and Transportation Commission for the Jackson County Sheriff's Office's Statewide Transportation Improvement Program, On Call Work Zone Enforcement grant, and authorizing the County Executive to execute a Program Agreement in acceptance of the grant. Seconded by Dan Tarwater.

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

(ADOPTED)

[4130](#)

Appropriating \$40,000.00 from the fund balance of the 2009 General Fund, and authorizing the County Executive to execute an Agreement with National Baptist Convention U.S.A., Inc., for partial funding of its 2009 annual delegate convention, at an actual cost to the County of \$40,000.00.

(Health and Environment Committee)

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[4131](#) Approving a conditional use permit (CUP) in District A (Agricultural) for a period of five (5) years to provide group residential facilities for men, as to a 10 ± acre tract .
(Land Use Committee)

[4132](#) Submitting to the qualified voters of Jackson County at a special election to be held on Tuesday, November 3, 2009, a question authorizing Jackson County to continue its county-wide anti-drug sales tax (COMBAT) at the rate of one-quarter of one percent for a period of seven years for the purpose of the arrest, prosecution, incarceration, treatment and prevention of drug related offenses and violent crimes, and the judicial processing of adult and juvenile violators of such offenses.

(Anti-Drug Committee)

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16983](#) Awarding a twenty-four (24) month term and supply contract, with one twenty-four (24) month extension option, for the furnishing of ready mix concrete and flowable fill for use by the Parks and Recreation and Public Works Departments to Penny's Concrete, Inc., of Shawnee Mission, KS, under the terms and conditions of Electronic Solicitation No. BB200932.

(Public Works Committee)

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[16984](#) Awarding a twelve (12) month term and supply contract with four twelve-month extension options, for the furnishing of bulk salt and treated salt for use by the Public Works Department to Cargill, Inc., De-Icing Technology of North Olmsted, OH, under the terms and conditions of Mid-America Regional Council's Contract No. 37, an existing government contract.

(Public Works Committee)

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[16985](#) Awarding a twelve-month term and supply contract, with four twelve-month extension options, for the furnishing of snow and ice control materials for use by the Public Works Department to Scotwood Industries, Inc., of Overland Park, KS, under the terms and conditions of the Mid-America Regional Council's Contract No. 36, an existing government contract.

(Public Works Committee)

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[16986](#) Awarding a thirty-six (36) month term and supply contract with two twelve (12) month extension options for the furnishing of outpatient substance abuse treatment for use by the Prosecuting Attorney's Drug Court program to Kansas City Community Center of Kansas City, MO, under the terms and conditions of Request for Proposal No. 14-09.

(Anti-Drug Committee)

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[16987](#) Dan Tarwater moved the passage of Resolution #16987, awarding a contract for the furnishing of grant writing services for use by the COMBAT Department to Resource Development Institute of Kansas City, MO, at an actual cost to the County not to exceed \$10,040.00. Seconded by Henry C. Rizzo.

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

(ADOPTED)

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[16988](#) Authorizing the purchase of programming changes to the County's Ascend Tax Software Packages for use by the Collections Department from Manatron, Inc., of Portage, MI, at a cost to the County not to exceed \$33,120.00, as a sole source purchase.

(Finance and Audit 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**

Dan Tarwater moved to adjourn the meeting. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, August 17, 2009 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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