



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

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

Monday, December 1, 2008

2:30 PM

Forty-seventh Regular Meeting

K.C. Legislative Assembly Area, Kansas City, Missouri

Dennis Waits, 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, Greg Grounds and Bob Spence
Absent: Dan Tarwater

2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Henry C. Rizzo moved to approve the journal of the previous meeting held on 11/24/2008. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

Dennis Waits mentioned that Dan Tarwater's dad passed away. He asked everyone to keep him and his family in their prayers.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, mentioned that John Bardgett Sr. passed away. He is the father of John Bardgett Jr., a lobbyist.

Michele Newman, Director of Parks and Recreation, said KUDL's Christmas In the Sky and Jackson County's Christmas in the Park attracted approximately 20,000 people.

On December 13, 2008, Missouri Town 1855 will host A Christmas Celebration from 9 A.M. - 4:30 P.M. and Windows on the Past from 6 P.M. - 8 P.M.

Mike Sanders thanked Michele and her staff at the Parks Department.

Michele Newman thanked the staff at Longview Lake for their talent, dedication and commitment.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4064](#) AN ORDINANCE appropriating \$291,576.00 from the fund balance of the 2008 Anti-Drug Sales Tax Fund in acceptance of the 2008 Byrne Justice Assistance Grant (JAG) from the U. S. Department of Justice and authorizing the County Executive to execute an Interlocal Agreement pursuant to the terms of the grant award with the Cities of Independence and Kansas City, and the Board of Police Commissioners of the City of Kansas City for the County's distribution of the grant award proceeds, at a cost to the County not to exceed \$161,844.50.

(Anti-Drug Committee - 1st. Perfection)

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[4065](#) Land Use Committee moved to perfect. Consent Agenda.

Ordinance #4065 was perfected as amended to include the substitute attachment.

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[4066](#) AN ORDINANCE repealing sections 900., 905., 906., 910., 915., 920., 940., 941., 942., 943., 944., 950., and 951., Jackson County Code, 1984, relating to ethics for county officials, employees, and board and commission members, and enacting, in lieu thereof, twenty-eight new sections relating to the same subject, with a penalty provision.

(Finance and Audit Committee - 1st. Perfection)

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4060](#) Consent Agenda.

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8 RESOLUTIONS IN COMMITTEE

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[16762](#) Justice and Law Enforcement Committee moved do pass. Consent Agenda.

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[16763](#) Land Use Committee moved do pass. Consent Agenda.

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[16764](#) Public Works Committee moved do pass. Consent Agenda.

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[16765](#) Anti-Drug Committee moved do pass.

Bob Spence objects to the Consent Agenda.

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[16765](#) Henry C. Rizzo moved the passage of Resolution #16765, authorizing the County Executive to execute a Cooperative Agreement with the City of Independence, Missouri, for environmental remediation of a City-owned facility at 315 N. Main Street in Independence, at a cost to the County not to exceed \$175,000.00, for use in the County's MyArts drug prevention program. Seconded by James D. Tindall.

Yes: 6 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits and Greg Grounds

No: 2 - Theresa Garza Ruiz and Bob Spence

Absent: 1 - Dan Tarwater

(ADOPTED)

9 CONSENT AGENDA

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[4065](#) AN ORDINANCE repealing Schedule I, Chapter 50, Jackson County Code, 1984, relating to park fees and charges, and enacting, in lieu thereof, a new schedule relating to the same subject.

(PERFECTED)

[4060](#) AN ORDINANCE transferring \$7,275.00 within the 2008 General Fund, appropriating \$15,087.00 from the fund balance of the 2008 Grant Fund, and authorizing an extension of the Coordinated Community Response to Domestic Violence Grant, funded by the U.S. Department of Justice.

(ADOPTED)

[16762](#) A RESOLUTION authorizing the extension of the Family Court Division's "Parenting Separately" grant, received from the Missouri Office of State Courts Administrator, at no additional cost to the County.

(ADOPTED)

[16763](#) A RESOLUTION authorizing the County Executive to execute a General Warranty Deed conveying a tract of park property within the City of Lone Jack, adjacent to the Lone Jack Civil War Museum, to Lone Jack Baptist Church, and accepting a replacement parcel adjacent to a tract already owned by the County.

(ADOPTED)

[16764](#) A RESOLUTION authorizing the Director of Finance and Purchasing to execute a renewal of the County's agreement with AT&T of Kansas City, Missouri, to provide Plexar II telephone services for use by the Public Works Department, for an additional one-year term, as a sole source purchase, of an estimated cost to the County of \$31,000.00.

(ADOPTED)

To perfect Ordinance 4065. To adopt Ordinance 4060. To adopt Resolutions 16762, 16763, 16764.

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

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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4067](#) Appropriating \$16,275.00 from the fund balance of the 2008 Grant Fund to cover the Family Court Division's Truancy Court Project with the Independence School District.

(Justice and Law Enforcement Committee)

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[4068](#) Appropriating \$92,558.00 from the fund balance of the 2008 Grant Fund in acceptance of a grant from the U.S. Department of Justice's Paul Coverdell Forensic Science Improvement Program, and authorizing the purchase of a portable, digital x-ray machine for use by the Medical Examiner's Office from MinXray Incorporated of Northbrook, IL, at a cost to the County not to exceed \$74,558.00, as a sole source purchase.

(Justice and Law Enforcement Committee)

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16766](#) Scott Burnett moved the passage of Resolution #16766, authorizing the Jackson County Legislature to hold a closed meeting on Monday, December 1, 2008, 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 Henry C. Rizzo.

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

Absent: 1 - Dan Tarwater

(ADOPTED)

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[16767](#) Transferring \$44,000.00 within the 2008 Anti-Drug Sales Tax Fund to cover the costs of overtime salaries for Department of Corrections personnel.

(Anti-Drug Committee)

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[16768](#) Transferring \$34,911.00 within the 2008 Health Fund to cover the costs of replacing water heaters in the Jackson County Detention Center Annex.

(Justice and Law Enforcement Committee)

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[16769](#) Authorizing the County Executive to execute a month-to-month lease for the furnishing of office space for use by Missouri State Board of Probation and Parole to the State of Missouri's Office of Administration, and accepting rental payments from the State of Missouri.

(Budget Committee)

No objection to the consideration of Resolution #16770 - not on printed agenda.

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[16770](#) James D. Tindall moved the passage of Resolution #16770, authorizing the County Executive to execute a cooperative agreement with the Southern Christian Leadership Conference for partial funding of the 2009 Martin Luther King Birthday Celebration at a cost to the County not to exceed \$60,000.00. Seconded by Henry C. Rizzo.

Yes: 6 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall and Dennis Waits

No: 1 - Bob Spence

Absent: 2 - Dan Tarwater and Greg Grounds

(ADOPTED)

No objection to the consideration of Resolution #16771 - not on printed agenda.

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[16771](#) Henry C. Rizzo moved the passage of Resolution #16771, authorizing the County Executive to execute an addendum to the cooperative agreement with Spay & Neuter Kansas City to provide partial expenses for a building renovation project during 2008, at no additional cost to the County. Seconded by Theresa Garza Ruiz.

Yes: 6 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall and Dennis Waits

No: 1 - Bob Spence

Absent: 2 - Dan Tarwater and Greg Grounds

(ADOPTED)

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[16772](#) Authorizing the Director of Finance and Purchasing to execute a Consulting Agreement with Patricia Pereyra Westley of Kansas City, MO, to develop the employment portion of the COMBAT Re-Entry Program, at a cost to the County not to exceed \$43,333.00.

(Anti-Drug Committee)

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[16773](#) Awarding a contract for the furnishing of telecommunications audit services for use by the Information Technology Department to Net Results Group, Inc., of Southfield, MI, under the terms and conditions of Request for Proposals No. 24-08, for specified percentage commissions payable by the County.

(Finance and Audit Committee)

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[16774](#) Awarding a twenty-four (24) month term and supply contract, with two twelve (12) month options to extend, for the furnishing of urinalysis testing for use by the Prosecuting Attorney's Office to Health Productivity Systems, Inc., of Kansas City, MO, under the terms and conditions of Request for Proposals No. 43-08.

(Anti-Drug Committee)

No objection to the consideration of Resolution #16775 - not on printed agenda.

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[16775](#) Henry C. Rizzo moved the passage of Resolution #16775, transferring \$23,000.00 within the 2008 Anti-Drug Sales Tax Fund to restore Guadalupe Center's previous level of prevention funding. Seconded by Scott Burnett.

Yes: 7 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits and Bob Spence

Absent: 2 - Dan Tarwater and Greg Grounds

(ADOPTED)

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[16776](#) Awarding twenty-four (24) month term and supply contracts, with annual options to extend for a total of 36 months, for the furnishing of general contractor services for use by the Public Works Department to Caman Construction Company of Kansas City, MO, and American Concrete Flatwork of Olathe, KS, under the terms and conditions of Invitation to Bid No. 47-08.

(Public Works Committee)

The County Legislature went into closed session.

The County Legislature reconvened.

No objection to the consideration of Resolution #16777 - not on printed agenda.

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[16777](#) Scott Burnett moved the passage of Resolution #16777, authorizing the County Counselor to settle the claim of Ideker, Inc. for delay damages in connection with the Colbern Rd., Phase II Project, No. 2411, for the payment by the County of the sum of \$487,500.00. Seconded by Henry C. Rizzo.

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

Absent: 1 - Dan Tarwater

(ADOPTED)

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

James D. Tindall moved to adjourn the meeting. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, December 8, 2008 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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