



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

Monday, January 8, 2007

2:30 PM

First Regular Meeting

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

Henry C. Rizzo, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds, Bob Spence and Bob Spence

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dan Tarwater moved to approve the journal of the previous meeting held on 12/18/2006.
Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Henry C. Rizzo opened the floor for nominations for Chairman of the County Legislature for 2007.

Dennis Waits nominated Dan Tarwater.

Dennis Waits moved that nominations cease and Dan Tarwater be elected Chairman of the County Legislature for 2007 by acclamation. Seconded by Fred Arbanas.

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

Abstain: Dan Tarwater.

Henry C. Rizzo opened the floor for nominations for Vice-Chairman of the County Legislature for 2007.

Scott Burnett nominated Henry C. Rizzo.

Dan Tarwater moved that nominations cease and Henry C. Rizzo be elected Vice-Chairman of the County Legislature for 2007 by acclamation. Seconded by Theresa A. Garza.

Yes: Theresa A. Garza, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence.

Abstain: Henry C. Rizzo.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Michael D. Sanders, County Executive welcomed new members of the County Legislature.

He discussed the motion filed last week to end the jail matrix, the selection of the Prosecuting Attorney and the 2007 Budget. He also mentioned his appointment to the COMBAT Commission, Executive Order 07-07 and his nationwide search for open positions per Resolution #16128.

Mr. Mercer with the Mercer Group, Inc. (Resolution #16128) was present to speak about his search and recruitment services and to answer any questions.

For details of the above discussion refer to audio/video tape.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

The Public Works Committee recommended do not pass Ordinance #3850.

Bob Spence objects.

[3850](#)

Bob Spence moved to perfect Ordinance #3850. Seconded by Scott Burnett.

The motion passed by a voice vote.

(PERFECTED)

Discussion.

[3850](#)

Bob Spence moved to suspend the rules to consider final passage of Ordinance #3850. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

[3850](#)

Bob Spence moved the passage of Ordinance #3850 as perfected, repealing section 4401., Jackson County Code, 1984, relating to nuisances, and enacting, in lieu thereof, one new section relating to the same subject. Seconded by Henry C. Rizzo.

Yes: 0

No: 8 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Greg Grounds, Bob Spence and Bob Spence

Abstain: 1 - Dennis Waits

(DEFEATED)

[3860](#) Appropriating \$290,270.00 from the unappropriated surplus of the 2006 Public Building Corporation Fund and awarding a contract on Invitation to Bid No. 20-06 for the furnishing of a fire pump, sprinkler, and stand pipe system upgrade for use by the Facilities Management Department at the downtown Kansas City Courthouse to American Fire Sprinkler of Mission, KS, in the actual amount of \$539,254.00 and authorizing the County Executive to execute change orders in an amount not to exceed \$53,925.00, for a total obligation not to exceed \$593,179.00.

(WITHDRAWN BY WAITS. CONCURRED BY RIZZO AND ARBANAS.)

[3863](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

[3863](#) Fred Arbanas moved to perfect Ordinance #3863. Seconded by Bob Spence.

The motion passed by a voice vote.

(PERFECTED)

[3863](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3863. Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3854](#) Consent Agenda.

[3855](#) Consent Agenda.

[3863](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[16090](#) A RESOLUTION authorizing the Director of Parks and Recreation to execute agreements with certain Parks and Recreation Department employees, authorizing the employees to occupy County-owned property.

(Land Use Committee - 3rd. Meeting)

[16108](#) Amending Rule Nine of the Rules of the Legislature relating to Standing and Special Committees.

(WITHDRAWN BY RIZZO. CONCURRED BY ARBANAS AND BURNETT.)

[16119](#)

Awarding a contract on Bid No.PW09-2006 to R. A. Knapp Construction of Kansas City, KS, for the Courtney-Atherton Road Bridge Replacement Project, No. 3007, at an actual cost to the County not to exceed \$431,093.65.

(WITHDRAWN BY SPENCE. CONCURRED BY RIZZO AND GARZA.)

9 CONSENT AGENDA

[07-01](#) I hereby appoint Dr. Mary H. Dudley, M.D., to the office of Medical Examiner for a term to expire December 31, 2008. A copy of Dr. Dudley's resume is attached.

[3854](#) AN ORDINANCE repealing section 1206., Jackson County Code, 1984, relating to the fees for reproduction of County records, and enacting, in lieu thereof, one new section relating to the same subject.

(ADOPTED)

[3855](#) AN ORDINANCE repealing section 255., Jackson County Code, 1984, relating to fees charged by the Clerk of the Legislature, and enacting, in lieu thereof, one new section relating to the same subject.

(ADOPTED)

[3863](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RE (Residential Estates), a certain 6 ± acre tract.

(ADOPTED)

To adopt Ordinances 3854, 3855, 3863.

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 A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Greg Grounds, Bob Spence and Bob Spence
Absent: 1 - Dennis Waits

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3866](#) Repealing section 5534., Jackson County Code, 1984, relating to weapons offenses, and enacting one new section in lieu thereof relating to the same subject, with a penalty provision.

(Health and Justice Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[16127](#) James D. Tindall moved the passage of Resolution #16127, appointing Henry Rizzo to the Kansas and Missouri Metropolitan Culture Commission. Seconded by Fred Arbanas.

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

(ADOPTED)

[16128](#) Dennis Waits moved the passage of Resolution #16128, authorizing the County Executive to execute an Agreement with Mercer Group, Inc., of Sante Fe, NM, to provide executive search and recruitment services at a total cost to the County not to exceed \$98,000.00. Seconded by Henry C. Rizzo.

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

(ADOPTED)

Discussion regarding Resolution #16129.

[16129](#) James D. Tindall moved the passage of Resolution #16129, authorizing the County Executive to execute a cooperative agreement with United Inner City Services for partial funding of the 2007 Martin Luther King Birthday Celebration, at a cost to the County not to exceed \$60,000.00. Seconded by Dennis Waits.

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

No: 3 - Theresa A. Garza, Bob Spence and Bob Spence

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[07-01](#) I hereby appoint Dr. Mary H. Dudley, M.D., to the office of Medical Examiner for a term to expire December 31, 2008. A copy of Dr. Dudley's resume is attached.

[07-02](#) I hereby appoint Calvin Williford as Acting Chief Operating Officer and Acting Chief Administrative Officer.

[07-03](#) I hereby appoint Q. Troy Thomas as acting Director of the Department of Finance and Purchasing, to serve until the appointment of a new permanent director.

[07-04](#) I hereby appoint C. Michele Newman as acting Director of the Department of Parks and Recreation, to serve until the appointment of a new permanent director.

[07-05](#) I hereby appoint Charles Megerman as acting Director of the Department of Corrections, to serve until the appointment of a new permanent director.

[07-06](#) I hereby appoint Stephen Marsh as acting Director of the Department of MIS.

[07-07](#) I hereby appoint Dr. Susan Wilson to the COMBAT Commission to fill the vacancy occasioned by the resignation of Nancy Seelen, for a term to expire January 20, 2008. A copy of Dr. Wilson's resume is attached.

[07-08](#) I hereby appoint Jerry A. Page as Director of Public Works and acting Director of Facilities Management. A copy of Mr. Page's resume is attached.

13 UNFINISHED BUSINESS

Dan Tarwater, County Legislator, asked to go back to Ordinance #3860. Ordinance #3860 was withdrawn at this time. See page 3 for details.

Scott Burnett, County Legislator, said he will schedule CBIZ to report at the next legislative meeting regarding open enrollment and the monthly report for January 2007. He asked Mary Jo Spino, Clerk of the County Legislature to contact Joanne Mossie, Director of Human Resources to scheduled it. He asked that it be placed under Hearings for the agenda of January 16, 2007.

Henry C. Rizzo said the County Legislature plans to adopt the 2007 budget at the legislative meeting scheduled to be held on Monday, December 29, 2007. He said he will have a budget hearing schedule next week.

Fred Arbanas, County Legislator, asked the new legislators to introduce their legislative aides.

Theresa A. Garza, County Legislator, introduced her legislative aide, Nick Moreno.

Greg Grounds, County Legislator, announced that he has retained legislative aide, Jane Cavanaugh.

Bob Spence, County Legislator, asked the legislative auditor, when the County Legislature will receive the report on the bond audit.

Kelly Markham Stegall, Legislative Auditor, responded that she would have the report in two weeks.

Fred Arbanas, County Legislator, asked about the computer surplus equipment.

Teddy Ballard with the Purchasing Department said the surplus equipment was picked up and no money was exchanged.

Henry C. Rizzo gave a plaque to Bob Spence for his service as Vice-Chairman in 2006.

Bob Spence gave a plaque to Henry C. Rizzo for his service as Chairman in 2006.

14 NEW BUSINESS

Henry C. Rizzo said the Budget Committee will meet at 2 P.M. on Friday, January 12, 2007. The following week there will be budget hearings for departments and outside agencies.

15 ADJOURNMENT

James D. Tindall moved to adjourn the meeting. Seconded by Theresa A. Garza.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until TUESDAY, January 16, 2007 in the Legislative Assembly Area, Kansas City, Missouri.

The County Legislature will not meet on Monday, January 15th in observance of the Martin Luther King Holiday.