



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, June 9, 2008

1:30 PM

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

2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dan Tarwater moved to approve the journal of the previous meeting held on 6/2/2008.
Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

Mayor Funkhouser gave a presentation titled Towards Regional Transit. Discussion regarding light rail proposal.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Calvin Williford, Chief of Internal Relations and Communications, reported that Mike Sanders, County Executive, was not present as he was ill. However, he said Mike Sanders is pleased that Mayor Funkhouser has brought the light rail issue to the forefront. He applauded the Mayor's efforts and initiative.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[3996](#) Finance and Audit Committee moved to perfect.

Dan Tarwater objects to the Consent Agenda.

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[3996](#) Dan Tarwater moved to perfect Ordinance #3996. Seconded by Scott Burnett.

The motion passed by a voice vote.

(PERFECTED)

[3996](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #3996. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3999](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette) a certain 10 ± acre tract, for a two-lot residential subdivision.

(Land Use Committee - 1st. Perfection)

Dan Tarwater moved to waive the reading of Ordinance #4000. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

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[4000](#) 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 9 ± acre tract, for a three-lot residential subdivision.

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #3999 and #4000 on Friday, June 20, 2008 at 1 P.M. at Fleming Hall.

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[4001](#) Health and Environment Committee moved to perfect. Consent Agenda.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[3996](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[16643](#) Finance and Audit Committee moved do pass. Consent Agenda.

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[16645](#) Anti-Drug Committee moved do pass. Consent Agenda.

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[16647](#) Public Works Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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[4001](#) AN ORDINANCE transferring \$29,631.62 within the 2008 Sheriff's Revolving Fund for the creation of one new clerical position in the Sheriff's Office.

(PERFECTED)

[3996](#) AN ORDINANCE appropriating \$46,660.00 from the fund balance of the 2008 Grant Fund in acceptance of the Emergency Management Performance Grant awarded by the Missouri State Emergency Management Agency.

(ADOPTED)

[16643](#) A RESOLUTION declaring certain surplus property within Family Court and the Public Works and Records Departments as obsolete and unusable personal property and authorizing its disposal.

(ADOPTED)

[16645](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the Calvary Community Outreach Network for the HYPE (Helping Youth Plan for Excellence) Program, at a cost to the County not to exceed \$5,000.00.

(ADOPTED)

[16647](#) A RESOLUTION awarding a contract on Bid No. PW-01-2008 for the construction of the O'Donnell Road Bridge Replacement, Project No. 2403, to Harry F. Houf & Sons Contractors, Inc., of Mexico, MO, at a total cost to the County not to exceed \$542,921.80, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(ADOPTED)

To perfect Ordinance 4001. To adopt Ordinance 3996. To adopt Resolutions 16643, 16645, 16647.

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

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

Excused: 1 - Theresa Garza Ruiz

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16651](#)

Awarding twenty-four (24) month term and supply contracts with a twenty-four (24) month extension option for the furnishing of heavy equipment maintenance, parts, and repair services for use by the Public Works Department to Dean Machinery of Kansas City, MO, Ackley Precision of Oak Grove, MO, Anchor Sales & Service of Independence, MO, Olathe Tractor of Olathe, KS, American Equipment of Kansas City, KS, Sargent Auto of Grain Valley, MO, Centranz, Inc., of Buckner, MO, CTW Electrical of Greenwood, IN, and Kansas City Equipment Repair of Independence, MO, under the terms and conditions of Invitation to Bid No. 2-08.

(Public Works Committee)

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[16652](#)

Awarding a thirty-six month contract for the furnishing of network services for countywide use, as a sole source purchase, to AT&T Advanced Services, and creating a single date contract for these services, at a cost to the County in 2008 not to exceed \$114,588.00, and a total of thirty-six month cost not to exceed \$687,530.52.

(Finance and Audit Committee)

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[16653](#)

Scott Burnett moved the passage of Resolution #16653, declaring certain surplus property as unusable personal property and authorizing its sale by auction. Seconded by Dan Tarwater.

Yes: 7 - Henry C. Rizzo, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Fred Arbanas

Excused: 1 - Theresa Garza Ruiz

(ADOPTED)

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[16654](#) Awarding a contract for the furnishing of computer software and maintenance for use by the new County Municipal Court to Tyler Technologies of Lubbock, TX, as a sole source purchase, at a cost to the County not to exceed \$43,835.00.

(Finance and Audit Committee)

No objection to the consideration of Resolution #16655 - not on printed agenda.

[16655](#) Henry C. Rizzo moved the passage of Resolution #16655, transferring \$130,808.00 within the 2008 General Fund for anticipated costs associated with the selection and sequestration of the jury in Case No. 0616-CR03195-01, State of Missouri v. Richard D. Davis. Seconded by Scott Burnett.

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

Excused: 1 - Theresa Garza Ruiz

(ADOPTED)

[16656](#) Authorizing the County Executive to execute a Consulting Agreement with Claire West Consulting, LLC, of Jefferson City, Missouri, for consulting services in connection with the Jackson County Employees' Pension Plan, at a cost to the County not to exceed \$20,000.00.

(Budget Committee)

12 COUNTY EXECUTIVE ORDERS

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[08-13](#) I hereby reappoint Garry Baker to the Board of Equalization to represent the unincorporated area, for a term to expire December 31, 2008.

I hereby reappoint Molly Korth Williams to the Board of Equalization, for a term to expire December 31, 2010.

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[08-14](#) A. Executive Order # 06-18 is hereby resinded.

B. I hereby promulgate the attached Jackson County, Missouri Tax Increment Financing Policy and Guidelines.

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13 UNFINISHED BUSINESS

Fred Arbanas, County Legislator, asked if there is a procedure for the County Legislature to use when appointing members to different committees since some legislators are on the committees for light rail per Mayor Funkhouser. He asked the County Counselor for an opinion.

Dennis Waits said he thought the procedure applied when the County Legislature appoints committees. He reminded legislators that the light rail system will be important to eastern Jackson County so we need representation on the planning committees. He noted that Jackson County has needs also like a metropolitan regional jail and a new courthouse in eastern Jackson County, so we will be competing against our own needs. He also has a concern with regards to cost overruns and who will pay. He suggested considering all these issues when deliberating.

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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, June 16, 2008 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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