



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

Monday, July 16, 2007

2:30 PM

Twenty-Sixth Regular Meeting

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

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

1 ROLL CALL

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

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on 7/9/2007.
Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

Dan Tarwater said the County Legislature will vote on the Sports Authority panel at the next legislative meeting as they are waiting for another resume.

The County Legislature will interview the candidates for the Jackson County Sports Authority at the legislative meeting to be held at Fort Osage Education Center on Monday, July 23, 2007 at 2:30 P.M.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE[3904](#)

AN ORDINANCE imposing a tax of 4.25% of the tariff rate for each local telephone access line, not to exceed 100 lines per person or per location, for emergency telephone service utilizing a single three-digit number "911."

(Finance and Audit Committee - 2nd. Perfection)

Bob Spence, County Legislator, announced that Marlene Nagel would be present at next week's legislative meeting to answer any questions about Ordinance #3904.

Barbara Dater, from the Collections Department, received a 30 year service pin.

[3905](#)

Budget Committee moved to perfect. Consent Agenda.

The Budget Committee Substitute for Ordinance #3905 dated July 16, 2007 was perfected.

[3906](#)

Public Works Committee moved to perfect.

Bob Spence objects to the Consent Agenda.

[3906](#)

Bob Spence moved to perfect Ordinance #3906. Seconded by Fred Arbanas.

The motion passed by a voice vote.

(PERFECTED)

[3906](#)

Bob Spence moved to suspend the rules to consider final passage of Ordinance #3906. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

Fred Arbanas moved to waive the reading of Ordinances #3907, #3908, #3909, #3910, #3911 and #3912. Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

[3907](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from A (Agricultural) to District RS (Residential Suburban) a certain 177± acre tract and approving the preliminary plat "Woodland Trails," creating a 114-lot residential subdivision subject to specified conditions.

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing regarding Ordinance #3907 on Thursday, August 9, 2007 at 1:00 P.M. at Fleming Hall.

[3908](#) 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 5 ± acre tract, for a one-lot residential subdivision to be known as "Lot 4 of Lone Hickory-3rd Plat."

(Land Use Committee - 1st. Perfection)

[3909](#) 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 10± acre tract, for a three-lot residential subdivision to be known as "Aubuchon Estates."

(Land Use Committee - 1st. Perfection)

[3910](#) AN ORDINANCE vacating a 1.96± acre tract within the subdivision "Llewellyn Acres."

(Land Use Committee - 1st. Perfection)

[3911](#) 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 to be known as "Stony Bluffs - Lots 1A and 1B."

(Land Use Committee - 1st. Perfection)

[3912](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code, by changing from District RR-p (Residential Ranchette - Planned Development) and District RE (Residential Estates) to District A (Agricultural), a certain 57.3± acre tract, and by changing from District RR-p to District RE, a certain 9.6 acre tract, for a three-lot subdivision to be known as "Llewellyn Acres 2nd Plat."

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #3908, #3909, #3910, #3911 and #3912 on Thursday, August 2, 2007 at 1:00 P.M. at Fleming Hall.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3906](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[16342](#) A RESOLUTION nominating candidates for appointment to the Jackson County Sports Complex Authority.

(Legislature As A Whole - 1st. Meeting)

- [16344](#) Health and Justice Committee moved do pass. Consent Agenda.
The Health and Justice Committee Substitute for Resolution # 16344 dated July 16, 2007 was sent to the Consent Agenda for final adoption.
- [16345](#) Public Works Committee moved do pass. Consent Agenda.
- [16346](#) Public Works Committee moved do pass. Consent Agenda.
- [16347](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with Meet Me in the Middle Peace Coalition for the sponsorship of the KC Empowerment Town Hall Meeting on Drugs and Violence, at a cost to the County not to exceed \$3,500.00.
(Anti-Drug Committee - 1st. Meeting)
- [16348](#) Health and Justice Committee moved do pass. Consent Agenda.
- [16349](#) Public Works Committee moved do pass. Consent Agenda.
- [16350](#) A RESOLUTION awarding a contract under the terms and conditions of Request for Proposals, No. PP20062 for the furnishing of a mobile field data gathering system for use by the Assessment Department to Mobile Video Services, Inc., of North Kansas City, MO, at an actual cost to the County not to exceed \$218,930.00.
(Finance and Audit Committee - 1st. Meeting)
- [16351](#) Anti-Drug Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

- [3905](#) AN ORDINANCE repealing sections 2120., 2122., and 2123., Jackson County Code, 1984, relating to the collection of delinquent taxes, and enacting, in lieu thereof, three new sections relating to the same subject.
(PERFECTED)
- [3906](#) AN ORDINANCE appropriating \$169,840.68 from the unappropriated surplus of the 2007 Grant Fund and awarding a contract to Superior Bowen Asphalt Company of Kansas City, MO, for the 2007 Pavement Maintenance Project Phase 1 (Fly-Ash Base Stabilization with Asphalt Overlay), No. 3098, at a cost to the County not to exceed \$761,967.50.
(ADOPTED)

[16344](#) A RESOLUTION transferring \$33,510.00 within 2007 Health Fund to cover the costs of restored staffing for the Medical Examiner's Office.

(ADOPTED)

[16345](#) A RESOLUTION transferring \$500,000.00 within the 2007 Special Road and Bridge Fund to cover costs of the 2007 Road Program.

(ADOPTED)

[16346](#) A RESOLUTION awarding a contract on Bid No. PW 04-2007 for the 2007 Pavement Maintenance Project-Phase 3 (Striping), No. 3101, to Twin Traffic Marking Corporation of Riverside, Missouri, at an actual cost to the County not to exceed \$65,674.20.

(ADOPTED)

[16348](#) A RESOLUTION transferring \$24,500.00 within the 2007 Health Fund and authorizing the County Executive to execute an Addendum to the Agreement with Mercer Group, Inc., of Sante Fe, NM, to provide executive search and recruitment services for a board-certified forensic pathologist for Jackson County, at an increased cost to the County not to exceed \$24,500.00.

(ADOPTED)

[16349](#) A RESOLUTION awarding a contract on Bid No. PW 03-2007 for the 2007 Pavement Maintenance Project Phase 2 (Micro-Surfacing), No. 3100, to Vance Brothers, Inc., of Kansas City, MO, at an actual cost to the County not to exceed \$274,084.80.

(ADOPTED)

[16351](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the Fellowship of Christian Athletes for the sponsorship of the "One Way 2 Play-Drug Free" substance abuse prevention program, at a cost to the County not to exceed \$5,600.00.

(ADOPTED)

To perfect Ordinance 3905. To adopt Ordinance 3906. To adopt Resolutions 16344, 16345, 16346, 16348, 16349, 16351.

Dennis Waits moved the passage of the consent agenda. Seconded by Theresa A. Garza. The motion passed by a roll call vote:

Yes: 7 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 2 - Scott Burnett and James D. Tindall

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[16352](#)

Authorizing the Director of Finance and Purchasing to execute a renewal of the County's term and supply agreements with SBC/AT&T of Dallas, TX, to provide Plexar II and DS1 telephone services for use by the Public Works Department and Circuit Court, for an additional one-year term, as sole source purchases, in the estimated aggregate amount of \$32,832.00.

(Finance and Audit Committee)

[16353](#)

Bob Spence moved the passage of Resolution #16353, declaring certain property within the Public Works Department as surplus personal property and authorizing its disposal. Seconded by Dennis Waits.

Yes: 7 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 2 - Scott Burnett and James D. Tindall

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Bob Spence, County Legislator, asked Jay Haden about his request on the legality and appropriateness of members serving on the Pension Board.

Jay Haden, Deputy County Counselor, said he has discussed this with Mark Jones.

Mark Jones, County Counselor, said they have a draft and will have a response ready by next week.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, July 23, 2007 at 2:30 P.M. at Ft. Osage Education Center, 107 Osage Street, Sibley, MO.