



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, October 13, 2008

2:30 PM

Thirty-ninth Regular Meeting

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

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, 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

Dan Tarwater moved to approve the journal of the previous meeting held on 10/6/2008.
Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

None.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, said the revenue projections for 2009 will be presented at next weeks meeting. He also mentioned that his staff will be doing a thorough review of the County's Personnel Policies and they will be presented at the meeting scheduled for October 27, 2008. Discussion.

Discussion regarding the building located at 200 S. Main in Independence, Missouri.

Bob Spence, County Legislator, asked what the status is on the Pension Plan. Discussion.

Scott Burnett, County Legislator, asked what the status is on the Pension Review Committee recommendations. Discussion.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4038](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District RS (Residential Suburban) to District A (Agricultural) a certain 80 ± acre tract.

(Land Use Committee - 2nd. Perfection)

The Land Use Committee will have a public hearing regarding Ordinance #4038 on Friday, October 17, 2008 at 1 P.M. at Fleming Hall.

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[4039](#) Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

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[4040](#) Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

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[4042](#) Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

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[4043](#) Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

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[4044](#) Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4037](#) Consent Agenda.

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8 RESOLUTIONS IN COMMITTEE

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[16722](#) Land Use Committee moved do pass. Consent Agenda.

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[16723](#) Land Use Committee moved do pass. Consent Agenda.

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[16724](#) Public Works Committee moved do pass. Consent Agenda.

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[16726](#) Land Use Committee moved do pass. Consent Agenda.

(Adopted Pending Compliance)

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[16729](#) Budget Committee moved do pass. Consent Agenda.

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[16730](#) A RESOLUTION transferring \$160,000.00 within the 2008 General Fund to cover the costs of supplemental funding in food services for the Department of Corrections.

(Budget Committee - 1st. Meeting)

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[16731](#) Budget Committee moved do pass. Consent Agenda.

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[16732](#) Budget Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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- [4039](#) AN ORDINANCE appropriating \$16,662.00 from the fund balance of the 2008 Grant Fund in acceptance of the Sheriff's Office's "Sobriety Checkpoint" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds.
(PERFECTED)
- [4040](#) AN ORDINANCE appropriating \$25,000.00 from the fund balance of the 2008 Grant Fund in acceptance of the Sheriff's Office's "Hazardous Moving Violation" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of grant funds.
(PERFECTED)
- [4042](#) AN ORDINANCE appropriating \$13,425.00 from the fund balance of the 2008 Grant Fund in acceptance of the Sheriff's Office's "DWI Enforcement" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds.
(PERFECTED)
- [4043](#) AN ORDINANCE appropriating \$25,000.00 from the fund balance of the 2008 Grant Fund to cover a grant received from the Missouri Highway and Transportation Commission in acceptance of the Jackson County Sheriff's Office Safe Routes to School Program grant, and authorizing the County Executive to execute a Program Agreement regarding said grant.
(PERFECTED)
- [4044](#) AN ORDINANCE appropriating \$2,500.00 from the fund balance of the 2008 Grant Fund in acceptance of the Sheriff's Office's Traffic Unit Hardware project grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds.
(PERFECTED)
- [4037](#) AN ORDINANCE appropriating \$100,500.00 from the fund balance of the 2008 Grant Fund in acceptance of the Family Court Division's Family Centered Out-of-Home Care Grant received from the Missouri Department of Social Services, Children's Division.
(ADOPTED)

[16722](#) A RESOLUTION authorizing the County Executive to execute a permanent Gas Line Easement Conveyance in favor of Missouri Gas Energy of Kansas City, MO, for a 10-foot permanent easement in connection with the Kauffman Stadium Improvement Project.

(ADOPTED)

[16723](#) A RESOLUTION transferring \$67,600.00 within the 2008 Park Fund and \$23,000.00 within the 2008 Enterprise Fund, to cover the costs of increased fuel expenses for the Parks and Recreation Department.

(ADOPTED)

[16724](#) A RESOLUTION authorizing the Director of Finance and Purchasing to make final payment on the contract with Vance Brothers, Inc., of Kansas City, MO, for the 2007 Pavement Maintenance Phase 2, Micro-Surfacing Project, No. 3100, in the amount of \$500.00.

(ADOPTED)

[16726](#) A RESOLUTION authorizing the County Executive to execute a License and Professional Services Agreement with Entercom Kansas City, LLC, d/b/a KUDL, for the sponsorship of an event at Longview Lake, at an actual cost to the County not to exceed \$7,500.00.

(ADOPTED)

(Adopted Pending Compliance)

[16729](#) A RESOLUTION transferring \$50,000.00 within the 2008 Prosecuting Attorney Bad Check Fund to cover the costs of moving the Bad Check Unit from its current location.

(ADOPTED)

[16731](#) A RESOLUTION transferring \$122,000.00 within the 2008 Anti-Drug Sales Tax Fund and \$420,000.00 within the 2008 General Fund to cover the costs of additional overtime salaries for the Department of Corrections.

(ADOPTED)

[16732](#) A RESOLUTION transferring \$162,000.00 within the 2008 General Fund to cover the costs of miscellaneous repairs and improvements to various County buildings.

(ADOPTED)

To perfect Ordinances 4039, 4040, 4042, 4043, 4044. To adopt Ordinance 4037. To adopt Resolutions 16722, 16723, 16724, 16726, 16729, 16731, 16732.

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

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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4045](#) Appropriating \$58,000.00 from the fund balance of the 2008 General Fund, \$10,000.00 from the fund balance of the 2008 Health Fund, \$20,000.00 from the fund balance of the 2008 Road and Bridge Fund, \$15,000.00 from the fund balance of the 2008 Anti-Drug Fund, and \$20,000.00 from the fund balance of the 2008 Assessment Fund to cover the costs for a fire suppression system in three server rooms.

(Budget Committee)

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[4046](#) Appropriating \$55,760.00 from the fund balance of the 2008 General Fund and \$9,160.00 from the fund balance of the 2008 Assessment Fund to cover the increased costs for employee parking.

(Budget Committee)

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[4047](#) Appropriating \$24,000.00 from the fund balance of the 2008 General Fund to cover the installation of fire suppression sensors in the HVAC system in the downtown courthouse.

(Budget Committee)

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[4048](#) Appropriating \$75,000.00 from the fund balance of the 2008 General Fund to cover the costs for countywide telephone costs.

(Budget Committee)

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[4049](#) Appropriating \$65,000.00 from the fund balance of the 2008 General Fund, \$20,000.00 from the fund balance of the 2008 Assessment Fund, and \$75,000.00 from the fund balance of the 2008 Park Fund to cover the costs for unanticipated legal expenses and operating costs.

(Budget Committee)

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[4050](#) Appropriating \$22,722.00 from the fund balance of the 2008 General Fund and awarding a contract for the repair of the chimney at the Independence Courthouse Annex to Brunn-Ulmer Construction Co., of Kansas City, KS, at a cost to the County not to exceed \$22,722.00.

(Budget Committee)

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16734](#) Supporting Proposition C on the November 4, 2008, ballot, and encouraging local voters to support the Missouri Clean Energy Initiative.

(Legislature As A Whole)

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[16735](#) Dan Tarwater moved the passage of Resolution #16735, supporting the establishment of an entertainment and attractions shuttle service in Kansas City, Missouri. Seconded by Henry C. Rizzo.

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

Abstain: 1 - Bob Spence

(ADOPTED)

[16736](#) Scott Burnett moved the passage of Resolution #16736, recognizing Bruce Lowrey for his service as the City Clerk for the City of Independence, and congratulating him on his retirement. Seconded by Dan Tarwater.

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

(ADOPTED)

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12 COUNTY EXECUTIVE ORDERS

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[08-18](#) Pursuant to Jackson County Code Section 7403.3, I hereby reappointment Rafaela "Lali" Garcia to serve on the Office of Human Relations and Citizens Complaints Commission for a term to expire on March 1, 2011.

[08-19](#) Pursuant to Jackson County Code Section 7403.3, I hereby reappointment Karen Payne to serve on the Office of Human Relations and Citizens Complaints Commission for a term to expire on March 1, 2011.

13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

Dennis Waits mentioned that Bishop James D. Tindall will be receiving the Velma E. Woodson Outstanding Leadership Award on Saturday, October 18, 2008.

Dennis Waits asked that the meeting scheduled for Monday, October 20, 2008 be held at 1:30 P.M. There were no objections to this request.

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15 **ADJOURNMENT**

Dan Tarwater moved to adjourn the meeting. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, October 20, 2008 at 1:30 P.M. in the Kansas City Legislative Assembly Area.

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