



# Jackson County Missouri

## JOURNAL

Jackson County Courthouse  
415 East 12th Street, 2nd floor  
Kansas City, Missouri 64106  
(816)881-3242

### County Legislature

Office of  
**Mary Jo Spino**  
Clerk of the County Legislature

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

**Monday, February 10, 2014**

**2:30 PM**

**Sixth Regular Meeting**

**Eastern Jackson County Courthouse, 308 W. Kansas, Independence, Missouri, Ground Floor, Legislative Chambers**

Scott Burnett, Chairman, called the meeting of the Jackson County Legislature to order.

**1 ROLL CALL**

Present 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence  
Absent 2 - Fred Arbanas and Greg Grounds

**2 THE PLEDGE OF ALLEGIANCE**

Recited.

**3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING**

A motion was made by Dan Tarwater III, seconded by Dennis Waits to approve the journal of the previous meeting held on February 03, 2014. The motion passed by a voice vote.

**4 HEARINGS**

*None.*

**5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE**

*Jackson County COMBAT Financial Accountability Review presented by Rick Feldt, Daniel Holmes and Steven Harris from Rubin Brown.*

**6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE**

[4601](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 3.19 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).  
*(Land Use Committee - 1st. Perfection)*

[4602](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 9.38 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).

*(Land Use Committee - 1st. Perfection)*

- [4603](#) AN ORDINANCE vacating a portion of an unimproved right-of-way within the subdivision "Blue Skyline Acres."  
*(Land Use Committee - 1st. Perfection)*

**7 FINAL PASSAGE OF PROPOSED ORDINANCES**

*None.*

**8 RESOLUTIONS IN COMMITTEE**

- [18380](#) Anti-Drug Committee moved to adopt. Consent Agenda.

- [18382](#) Anti-Drug Committee moved to adopt.

*Bob Spence objects to the Consent Agenda.*

- [18382](#) A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Resolution #18382, authorizing the County Executive to execute a Cooperative Agreement with Natalie Collar of Kansas City, MO, to serve as an artist-mentor for the MyARTS Program, at an actual cost to the County not to exceed \$26,000.00. The motion passed by a roll call vote:  
Yes: 6 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits and Dan Tarwater III  
No: 1 - Bob Spence  
Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

- [18383](#) Anti-Drug Committee moved to adopt.

*Bob Spence objects to the Consent Agenda.*

- [18383](#) A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Resolution #18383, authorizing the County Executive to execute an Agreement with ArtsTech of Kansas City, MO, for the Prosecutor's Office MyARTS Program, at a cost to the County not to exceed \$155,000.00. The motion passed by a roll call vote:  
Yes: 6 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits and Dan Tarwater III  
No: 1 - Bob Spence  
Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

- [18384](#) Anti-Drug Committee moved to adopt.

*Bob Spence objects to the Consent Agenda.*

[18384](#) A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Resolution #18384, authorizing the County Executive to execute a Cooperative Agreement with Rachel Eilts of Kansas City, KS, to serve as the lead artist-mentor for the MyARTS Program, at an actual cost to the County not to exceed \$35,880.00. The motion passed by a roll call vote:  
Yes: 6 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits and Dan Tarwater III  
No: 1 - Bob Spence  
Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

[18385](#) Public Works Committee moved to adopt. Consent Agenda.  
*A motion was made by Dennis Waits, seconded by James D. Tindall to waive the reading of Resolution #18390. The motion passed by a voice vote.*

[18390](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[18391](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

## 9 CONSENT AGENDA

[18380](#) AN RESOLUTION transferring \$3,600.00 within the 2014 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute a Cooperative Agreement with Andre Carson of Grandview, MO, for the Prosecuting Attorney's Office's Re-Entry Pilot Program, at a cost to the County not to exceed \$3,600.00.

(ADOPTED)

[18385](#) A RESOLUTION authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the Cities of Blue Springs, Grain Valley, and Oak Grove for the County's yard waste drop-off facility.

(ADOPTED)

[18390](#) A RESOLUTION awarding a thirty-six month term and supply contract with two twelve-month options to extend for the furnishing of high volume photocopier equipment lease services for use by the Office Services Section of the Finance and Purchasing Department, to Knighton Business Solutions of Overland Park, KS, under the terms and conditions of the State of Texas Department of Information Resources Contract No. DIR-SDD-1662, an existing government contract.

(ADOPTED)

[18391](#)

A RESOLUTION transferring \$30,150.00 within the 2014 General Fund and authorizing the County Executive to execute an Agreement with the Kansas City, Missouri School District for the furnishing of adult education and literacy services for use by the Department of Corrections, at a cost to the County not to exceed \$30,150.00.

(ADOPTED)

*Resolutions #18380, #18385, #18390 and #18391 were moved to the Consent Agenda for adoption.*

Approval of the Consent Agenda

A motion was made by Dan Tarwater III, seconded by Dennis Waits for passage of the consent agenda.

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

#### 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[4604](#)

A motion was made by Dan Tarwater III, seconded by Theresa Garza Ruiz to perfect Ordinance #4604. The motion passed by a voice vote.

(PERFECTED)

[4604](#)

A motion was made by Dan Tarwater III, seconded by Theresa Garza Ruiz to suspend the rules to consider final passage of Ordinance #4604. The motion passed by a voice vote.

(APPROVED)

[4604](#)

A motion was made by Dan Tarwater III, seconded by Theresa Garza Ruiz, to adopt Ordinance #4604, appropriating \$7,500.00 from the fund balance of the 2014 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an agreement in acceptance of funding provided by the Organized Crime Drug Enforcement Task Force for use by the Jackson County Drug Task Force for Operation Driving Rain. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

[4605](#)

A motion was made by Dan Tarwater III, seconded by Theresa Garza Ruiz to perfect Ordinance #4605. The motion passed by a voice vote.

(PERFECTED)

[4605](#)

A motion was made by Dan Tarwater III, seconded by Theresa Garza Ruiz to suspend the rules to consider final passage of Ordinance #4605. The motion passed by a voice vote.

(APPROVED)

[4605](#)

A motion was made by Dan Tarwater III, seconded by Theresa Garza Ruiz, to adopt Ordinance #4605, appropriating \$7,500.00 from the fund balance of the 2014 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an agreement in acceptance of funding provided by the Organized Crime Drug Enforcement Task Force for use by the Jackson County Drug Task Force for Operation Prime Time. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

#### 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[18393](#)

A motion was made by James D. Tindall, seconded by Dennis Waits, to adopt Resolution #18393, a RESOLUTION transferring \$270,500.00 within the 2014 Grant Fund and authorizing the extension of the Emergency Operations Center grant awarded by the Missouri Office of Homeland Security, at no additional cost to the County. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

[18394](#)

A motion was made by Theresa Garza Ruiz, seconded by Dan Tarwater III, to adopt Resolution #18394, approving the 2014-2015 Jackson County Assessment and Equalization Maintenance Plan. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

[18395](#)

A RESOLUTION opposing the legalization of marijuana for recreational or medical purposes.

*A motion was made by Bob Spence to adopt Resolution #18395.*

*His motion failed to receive a second and therefore FAILED.*

[18396](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater III, to adopt Resolution #18396, authorizing the Jackson County Legislature to hold a closed meeting on Monday, February 10, 2014, 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. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

[18397](#)

A motion was made by Dan Tarwater III, seconded by Crystal Williams, to adopt Resolution #18397, transferring \$40,000.00 within the 2014 Anti-Drug Sales Tax Fund for anti-drug prevention programs and services to be provided by the Jackson County Family Court. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

[18398](#)

Authorizing the County Executive to execute agreements with certain outside agencies which engage in anti-drug and anti-violent crime related activities, to provide a local match to federal, state, local and/or private grant funds, at an aggregate cost to the County not to exceed \$920,500.00.

*(Assigned to the Anti-Drug Committee.)*

[18399](#)

Awarding a twelve-month term and supply contract with two twelve-month options to extend for the furnishing of reinforced concrete pipe for use by the Public Works Department to Cretex Concrete Products Midwest, Inc., of Shawnee, KS, as a sole source purchase.

*(Assigned to the Public Works Committee.)*

[18400](#)

A motion was made by James D. Tindall, seconded by Dennis Waits, to adopt Resolution #18400, declaring certain property within the Department of Corrections as surplus and unusable personal property and authorizing its donation. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

*Jay Haden, Chief Deputy County Counselor, answered a question from*

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*Bob Spence, County Legislator, regarding Resolution #18400.*

[18401](#) Authorizing the extension of the agreements with certain outside agencies funded by the Anti-Drug Sales Tax Fund, which engage in anti-drug prevention and treatment and/or anti-violent crime activities and purposes, at no additional cost to the County.

*(Assigned to the Anti-Drug Committee.)*

[18402](#) Authorizing the County Executive to execute agreements with certain outside agencies funded by the County's Anti-Drug Sales Tax Fund for the 2014 fiscal year, which are engaged in anti-drug and anti-violent crime prevention activities and purposes, at an aggregate cost to the County not to exceed \$1,276,591.00.

*(Assigned to the Anti-Drug Committee.)*

[18403](#) Authorizing the County Executive to execute agreements with certain outside agencies funded by the County's Anti-Drug Sales Tax Fund for the 2014 fiscal year, which are engaged in anti-drug and anti-violence treatment activities and purposes, at an aggregate cost to the County not to exceed \$2,557,750.00.

*(Assigned to the Anti-Drug Committee.)*

*No objection to the consideration of Resolutions #18404 and #18405 - not on printed agenda.*

[18404](#) A motion was made by James D. Tindall, seconded by Dan Tarwater III, to adopt Resolution #18404, transferring \$154,000.00 within the 2014 Special Road and Bridge Fund to conform to the new pay scale for certain employees within the Sheriff's Office in accordance with the terms and conditions of the Memorandum of Understanding with the West Central Lodge No. 50 of the Fraternal Order of Police. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

*The agenda item County Executive Orders was taken up at this time. See page eight for details.*

*The County Legislature went into closed session.*

*The County Legislature reconvened.*

[18405](#) A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Resolution #18405, authorizing the County Counselor to settle the employment claim of former County employee Vint Hall for the total

payment by the County of \$14,000.00. The motion passed by a roll call vote:

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater III and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

**12 COUNTY EXECUTIVE ORDERS**

[14-02](#)

Appointing Kelvin L. Walls, M.D. to the Community Advisory Committee of the Health Care Foundation of Greater Kansas City to fill the vacancy occasioned by the expiration of the term of Brian Johnson, for a term to expire December 31, 2016. A copy of Mr. Walls's resume is attached.

**13 UNFINISHED BUSINESS**

None.

**14 NEW BUSINESS**

None.

**15 ADJOURNMENT**

A motion was made by Dennis Waits, seconded by Theresa Garza Ruiz, to adjourn the meeting. The motion passed by a voice vote.

*Meeting adjourned until Monday, February 17, 2014 at 2:30 P.M. in the Kansas City Legislative Assembly Area.*