



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

Jackson County Courthouse
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Kansas City, Missouri 64106
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*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, April 9, 2007

2:30 PM

Thirteenth Regular Meeting

Fred Arbanas Golf Course, 11100 View High Drive, Kansas City, MO 64134

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, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Henry C. Rizzo moved to approve the journal of the previous meeting held on 4/2/2007.
Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Mike O'Flaherty, Director of Assessment, gave a brief report on the assessment process.

Terry Gessley, Deputy Director of Assessment, discussed residential property in Jackson County.

Discussion.

*Dennis Waits, County Legislator, asked Mr. O'Flaherty to prepare a presentation for the County Legislature on how the rollback provision works.
Mr. O'Flaherty agreed to make this presentation.*

Michele Newman, Acting Director of Parks and Recreation, said they believe it is time to reinvest in one of the Parks Department's major investments, namely the Fred Arbanas Golf Course. Since its completion in 1986, the golf course has been a major contributor to our enterprise fund. Last year, the golf course sold 38,000 rounds of golf generating \$1.6 million to the enterprise fund. Golflinks.com, just this week, voted the Fred Arbanas Golf Course the most popular course in the State of Missouri private or public. In order to maintain that reputation, it is necessary to renovate the greens. The greens at the golf course are 22 years old and experiencing inadequate cutting quality. The average life of greens is between 12 and 15 years. She provided a handout to legislators regarding the course which included information about the Request for Proposal (RFP) which they have given to the Purchasing Department to be sent out for bids this week for a design consultant. The goal is to have a design consultant on board by May 2007 in order to begin the process of renovating the greens. It is estimated that the 18-hole Championship Course will be closed from early summer 2008 to late spring 2009. The Executive Par 3, Driving Range, Concessions and Pro Shop will remain open. The Parks Department is working with Communications Department to get proper signage, posters, and letters to our annuals and patrons and accurate information to the media regarding the Fred Arbanas Golf Course upgrades.

Discussion.

Greg Grounds, County Legislator, asked about funding for the greens.

Diane Kimzey, Deputy Director of Park Enterprise, said the golf course generates \$500,000.00 towards the Enterprise Fund. During 2008/2009 when the course is closed enterprise fund surplus will be used.

Dan Tarwater stated that during renovation of the greens, seasonal employees will not be needed which will be money saved.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3882](#) Anti-Drug Committee moved to perfect. Consent Agenda.

[3884](#) AN ORDINANCE transferring \$10,373.00 within the 2007 General Fund, appropriating \$31,762.00 from the unappropriated surplus of the 2007 Grant Fund, and authorizing an extension of the Coordinated Community Response to Domestic Violence Grant funded by the U.S. Department of Justice.

(Health and Justice Committee - 2nd. Perfection)

[3885](#) Finance and Audit Committee moved to perfect.

Henry C. Rizzo objects to the Consent Agenda.

The motion passed by a voice vote.

(PERFECTED)

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3886](#) AN ORDINANCE transferring \$13,791.00 within the 2007 General Fund, appropriating \$17,124.00 from the unappropriated surplus of the 2007 Grant Fund, and authorizing an extension of the Community Gun Violence Prosecution Grant awarded by the United States Department of Justice, Office of Justice Programs.

(Health and Justice Committee - 1st. Perfection)

Land Use Committee will have a public hearing on Friday, April 27, 2007 at 1:00 P.M. at Fleming Hall regarding Ordinances #3887 and #3888.

[3887](#) AN ORDINANCE granting a conditional use permit in District A (Agricultural) for a period of fifteen years to construct a 126-ft. monopole tower for wireless communications as to a 0.78± acre tract.

(Land Use Committee - 1st. Perfection)

Fred Arbanas moved to waive the reading of Ordinance #3887. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

[3888](#) 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 30 ± acre tract and approving the preliminary plat "Hoover Estates - 2nd Plat," creating a five-lot residential subdivision.

(Land Use Committee - 1st. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3885](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[16244](#) Land Use Committee moved do pass. Consent Agenda.

[16246](#) A RESOLUTION authorizing the County Executive to execute a Second Addendum to the Professional Services Agreement with Terracon Consultants, Inc., of Lenexa, KS, for the Fort Osage Education Center, at an additional cost to the County of \$12,000.00.

(Land Use Committee - 1st. Meeting)

[16247](#) Public Works Committee moved do pass. Consent Agenda.

[16248](#) Anti-Drug Committee moved do pass. Consent Agenda.

[16249](#) Health and Justice Committee moved do pass. Consent Agenda.

[16250](#) Public Works Committee moved do pass. Consent Agenda.

[16251](#) Anti-Drug Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3882](#) AN ORDINANCE appropriating \$66,009.00 from the unappropriated surplus of the 2007 Anti-Drug Sales Tax Fund to cover a grant received from the United States Executive Office of the President's Midwest High Intensity Drug Trafficking Area Investigative Support Center for use by the Jackson County Sheriff's Office and authorizing the County Executive to execute an agreement with Woody Poole, the designated investigative analyst.

(PERFECTED)

[3885](#) AN ORDINANCE repealing section 1540., Jackson County Code, 1984, relating to the Employee's Pension Plan, and enacting, in lieu thereof, one new section relating to the same subject.

(ADOPTED)

[16244](#) A RESOLUTION awarding twelve-month term and supply contracts on Electronic Solicitation No. BB200661 for the furnishing of pesticides for use by the Parks and Recreation Department to Helena Chemicals of Lenexa, KS, Grass Pad of Olathe, KS, Vegetation Management Supply of Kansas City, KS, and CWC Chemical of Cloverdale, VA.

(ADOPTED)

[16247](#) A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of Caterpillar parts and service for use by the Public Works Department to Dean Machinery of Kansas City, MO, as a sole source purchase.

(ADOPTED)

[16248](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with Truman Medical Center Behavioral Health Services, a division of Truman Medical Center, Inc., to provide for a substance abuse treatment program for inmates of the Jackson County Detention Center, at a cost to the County not to exceed \$132,125.00.

(ADOPTED)

[16249](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the Kansas City, Missouri School District for its Adult Basic Education Program, at a cost to the County not to exceed \$8,000.00.

(ADOPTED)

[16250](#) A RESOLUTION authorizing the County Executive to execute a First Addendum to the Professional Services Agreement with Alpha-Omega Geotech, Inc., of Kansas City, KS, for use by the Public Works Department, at an additional cost to the County not to exceed \$10,000.00.

(ADOPTED)

[16251](#) A RESOLUTION authorizing the County Executive to execute a cooperative agreement with the National Council on Alcoholism and Drug Dependence, Inc., for the Community Re-entry program at the Jackson County Detention Center, at a cost to the County not to exceed \$30,000.00.

(ADOPTED)

To perfect Ordinance 3882. To adopt Ordinance 3885. To adopt Resolutions 16244, 16247, 16248, 16249, 16250, 16251.

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

Yes: 8 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - James D. Tindall

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3889](#) Repealing sections 4000., 4010., 4030., 4031., and 4046., and schedule I to chapter 40, Jackson County Code, 1984, relating to sanitation of food establishments, and enacting in lieu thereof, five new sections and one new schedule relating to the same subject.

(Health and Justice Committee)

[3890](#) Transferring \$95,034.00 within the 2007 General Fund and appropriating \$197,986.00 from the unappropriated surplus of the 2007 Grant Fund in acceptance of a grant from the Missouri Department of Public Safety for a program focused on prevention and prosecution of sexual assaults.

(Health and Justice Committee)

[3891](#) Appropriating \$5,000.00 from the unappropriated surplus of the 2007 Grant Fund and authorizing the County Executive to execute an Agreement with the Missouri Safety Center in acceptance of the Jackson County Sheriff's Office's Click It or Ticket Overtime Enforcement grant.

(Health and Justice Committee)

[3892](#) Appropriating \$3,000.00 from the unappropriated surplus of the 2007 Grant Fund in acceptance of grant funds awarded to the Jackson County Sheriff's Office by the Missouri Safety Center for the Pick Up Truck Overtime STEP Enforcement Project, to promote seat belt usage in pick up trucks.

(Health and Justice Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[16253](#) Bob Spence moved the passage of Resolution #16253, recognizing Lee's Summit City Clerk, Denise Chisum, as the recipient of the Outstanding City Clerk award presented by the Missouri City Clerks and Finance Officers Association. Seconded by Fred Arbanas.

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

Absent: 2 - James D. Tindall and Dennis Waits

(ADOPTED)

[16254](#) Awarding twenty-four month term and supply contracts, with twelve-month options to extend, on Invitation to Bid No. 5-07 for the furnishing of catering services for use by the Parks and Recreation Department to Robinson's Catering of Grandview, MO, Affordable Elegance of Raymore, MO, and Fiorella's Jack Stack Barbeque of Kansas City, MO.

(Land Use Committee)

[16255](#) Awarding a twelve-month term and supply contract for the furnishing of Rainbird irrigation equipment, parts, and service for use by the Parks and Recreation Department to Hydrologic of Olathe, KS, as a sole source purchase.

(Land Use Committee)

[16256](#) Scott Burnett moved the passage of Resolution #16256, extending the time for assessment of real and personal property in Jackson County, Missouri, from May 15, 2007, to May 31, 2007. Seconded by Dennis Waits.

Yes: 8 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - James D. Tindall

(ADOPTED)

[16257](#) Authorizing the County Executive to execute a Cooperative Agreement with Mid-America Regional Council for its Water Education Program, at a cost to the County not to exceed \$2,500.00.

(Public Works Committee)

[16258](#) Bob Spence moved the passage of Resolution #16258, congratulating Ashley Nolan upon winning the title of Miss Missouri American Coed Jr. Teen and recognizing her strong finish in the National American Miss pageant where she placed as 4th runner-up among over 200 competitors. Seconded by Fred Arbanas.

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

Absent: 2 - James D. Tindall and Dennis Waits

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Dan Tarwater thanked the Parks Department for having the County Legislative meeting at the Fred Arbanas Golf Course.

14 NEW BUSINESS

Fred Arbanas, County Legislator, discussed the article that appeared in the newspaper regarding the Fort Osage Education Center. He said Katheryn Shields, former County Executive, said she would raise money for this project from private donations but it did not work out. So about a year ago Jackson County had to allocate a large amount of money to fund this project. He said it was an unfortunate situation but it was sold to the Legislature and now it has become a burden on our park budget. He said Gordon Julich in the Parks Department will oversee this area and keep the County Legislature informed.

Dan Tarwater asked the Jackson County Sheriff to give an update next week regarding the registration of sexual predators in Jackson County.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, April 16, 2007, at 2:30 P.M. in the Legislative Assembly Area, Kansas City, Missouri.