



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, September 8, 2008

2:30 PM

Thirty-fourth 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, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: Scott Burnett and Dan Tarwater

2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Henry C. Rizzo moved to approve the journal of the previous meeting held on 9/2/2008.
Seconded by Theresa Garza Ruiz.

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, presented proclamations to Joan Dickey, Communications Liason for Public Works, Michele Newman, Director of Parks and Recreation, Diane Kimzey, Deputy Director of Parks and Recreation and Angela Jeffries, Director - Office of Communications, for their hard work in planning the National Association of Counties (NACO) Annual Conference hosted by Jackson County.

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Discussion regarding Jackson County's Capital Improvements Plan 2009 - 2013.

Mike Sanders recommended an ongoing committee to look at all capital improvement needs for the County. He said the three immediate needs are: fire suppression issues in the downtown courthouse and other county structures, repairs to the chimney at the Independence Annex and drainage issues at the historic courthouse in Independence.

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

Mike Sanders said they will have other options to present to the Legislature in two weeks with regard to 200 S. Main.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4018](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

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[4018](#) Fred Arbanas moved to perfect Ordinance #4018. Seconded by Bob Spence.

The motion passed by a voice vote. (PERFECTED)

[4018](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #4018. Seconded by Bob Spence.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4020](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

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[4020](#) Fred Arbanas moved to perfect Ordinance #4020. Seconded by Bob Spence.

The motion passed by a voice vote. (PERFECTED)

[4020](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #4020. Seconded by Bob Spence.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4021](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

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- [4021](#) Fred Arbanas moved to perfect Ordinance #4021. Seconded by Bob Spence.
The motion passed by a voice vote. (PERFECTED)
- [4021](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #4021.
Seconded by Bob Spence.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [4022](#) Public Works Committee moved to perfect.
Bob Spence objects to the Consent Agenda.
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- [4022](#) Bob Spence moved to perfect Ordinance #4022. Seconded by Theresa Garza Ruiz.
The motion passed by a voice vote. (PERFECTED)
- [4022](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #4022.
Seconded by Theresa Garza Ruiz.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [4023](#) Finance and Audit Committee moved to perfect.
Bob Spence objects to the Consent Agenda.
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- [4023](#) Bob Spence moved to perfect Ordinance #4023. Seconded by James D. Tindall.
The motion passed by a voice vote. (PERFECTED)
- [4023](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #4023.
Seconded by Theresa Garza Ruiz.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4018](#) Consent Agenda.

[4020](#) Consent Agenda.

[4021](#) Consent Agenda.

[4022](#) Consent Agenda.

[4023](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[16685](#) A RESOLUTION authorizing the Chief Administrative Officer to execute extensions to the contracts with Hotchkiss and Wiley Capital Management, LLC of Los Angeles, CA, and Enhanced Investment Technologies, LLC of Palm Beach Garden, FL.

(Finance and Audit Committee - 5th. Meeting)

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[16700](#) Finance and Audit Committee moved do pass. Consent Agenda.

The Finance and Audit Committee Substitute dated 9/8/08 was adopted.

9 CONSENT AGENDA

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[4018](#) AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of five (5) years to operate a horse boarding stable on a 10 ± acre tract .

(ADOPTED)

[4020](#) 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 10.1 ± acre tract, for a two-lot residential subdivision.

(ADOPTED)

[4021](#) 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 3 ± acre tract, for a one-lot residential subdivision.

(ADOPTED)

[4022](#) AN ORDINANCE enacting chapter 242, Jackson County Code, 1984, consisting of nineteen new sections relating to illicit discharges and illegal connections, with a penalty provision.

(ADOPTED)

[4023](#) AN ORDINANCE appropriating \$23,273.25 from the fund balance of the 2008 Recorder's Technology Fund and authorizing the purchase of maintenance support of the automated indexing software for use by the Recorder of Deeds Department to Manatron of Austin, TX, at a cost to the County not to exceed \$23,273.25, as a sole source purchase.

(ADOPTED)

[16700](#) A RESOLUTION awarding a (36) month term and supply contract with two (2) twelve (12) month extension options for the furnishing of vending machine services for use by various County departments to Treat America Food Services of Merriam, KS, under the terms and conditions of Bid No. 19-08.

(ADOPTED)

To adopt Ordinances 4018, 4020, 4021, 4022, 4023. To adopt Resolution 16700.

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

Yes: 7 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence

Absent: 2 - Scott Burnett and Dan Tarwater

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4024](#) Setting the 2008 Jackson County, Missouri, tax levy.

(Legislature As A Whole)

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[4025](#) Setting the 2008 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy.

(Legislature As A Whole)

Dennis Waits asked the County Clerk to contact someone from the Jackson County Board of Services for the Developmentally Disabled to be present at the public hearing next week.

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[4026](#) Setting the 2008 merchants and manufacturers' inventory replacement tax levy.

(Legislature As A Whole)

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[4027](#)

Setting the 2008 Jackson County Community Mental Health Fund Levy.

(Legislature As A Whole)

The Legislature will have a public hearing regarding Ordinances #4024, #4025, #4026 and #4027 on Monday, September 15, 2008 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

None.

Dennis Waits asked the Justice and Law Enforcement Committee to consider the legislation that will be introduced next week regarding a budget transfer for the City of Independence.

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12 COUNTY EXECUTIVE ORDERS

None.

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13 UNFINISHED BUSINESS

James D. Tindall, County Legislator, said the Inter-Governmental Affairs Committee will meet on Monday, September 15 at 2 P.M. in Kansas City to discuss the upcoming General Election with representatives from the Jackson County and Kansas City Election Boards.

Discussion regarding the appointment to the Jackson County Sports Complex Authority.

Mark Jones, County Counselor, said his office will be happy to contact the Governor's office regarding the appointment. The Legislature agreed.

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14 NEW BUSINESS

Theresa Garza Ruiz, County Legislator, recognized the Parks Department for the event held at Fort Osage on Saturday, September 6.

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15 **ADJOURNMENT**

James D. Tindall moved to adjourn the meeting. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, September 15, 2008 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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