



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)

Tuesday, January 16, 2007

2:30 PM

Second 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, 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

Bob Spence moved to approve the journal of the previous meeting held on 1/8/2007.
Seconded by Fred Arbanas.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Pat O'Byrne, Consultant with CBIZ Benefits and Insurance Services, Inc. and Jeff McDaniel, Consultant with McDaniel Hazley Group, Inc. distributed a report titled Open Enrollment Review and Health Plan Claim Update for Jackson County, Missouri.

Discussion. (Refer to audio/video tape for details.)

Joanne Mossie, Director of Human Resources, said the Wellness Committee meets once a month to develop wellness programs, schedule speakers and coordinate fitness benefits.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Fred Siems, a member of the transition team, said they have not reached an agreement with the courts. He said the courts budget is 2.9% greater than their 2006 budget or \$1 million. Per Jeremy Willmoth, Assistant Director of Finance, this would mean an additional 2-4% cut for all departments. Fred Siems said most departments have taken a 5-7% cut, the County Executive has taken an 11% cut. He said the Administration has asked for an extension until Thursday, January 19th, so they can balance the budget and present it to the County Legislature.

Mike Sanders, County Executive, said the Administration will provide options to the County Legislature that they may use to balance the budget.

Dennis Waits, County Legislator, asked Jay Haden, Deputy County Counselor, to send a memo to the County Legislature regarding the procedure that will be followed if an agreement is not reached with the courts.

Henry C. Rizzo, County Legislator, asked what department receives the largest funding.

Troy Thomas, Acting Director of Finance and Purchasing, said 40% of total funding is for the courts.

Mike Sanders said there are maintenance issues that need to be addressed, specifically a pump problem that was brought to the County's attention last year but no action was taken. Unfortunately, we will need to deal with this issue this year and the cost will be between \$200,000.00 - \$300,000.00.

Greg Grounds, County Legislator, asked that the Legislature consider alternatives. He asked if legislators could get more than just numbers regarding the budget.

Fred Siems responded that is possible. He said then it needs to be determined what service levels we can work with and we must make sure that they are efficient.

Henry C. Rizzo, Dennis Waits, Theresa A. Garza and Dan Tarwater, County Legislators, commended Mike Sanders on his choice of Jim Kanatzar as Prosecuting Attorney.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3866](#)

Health and Justice Committee moved to perfect.

Dennis Waits objects to the Consent Agenda.

[3866](#)

Dennis Waits moved to perfect Ordinance #3866. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(PERFECTED)

[3866](#)

Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3866. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

[3866](#)

Dennis Waits moved the passage of Ordinance #3866 as perfected, repealing section 5534., Jackson County Code, 1984, relating to weapons offenses, and enacting one new section in lieu thereof relating to the same subject, with a penalty provision. Seconded by Henry C. Rizzo.

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

(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[16090](#) A RESOLUTION authorizing the Director of Parks and Recreation to execute agreements with certain Parks and Recreation Department employees, authorizing the employees to occupy County-owned property.
(Land Use Committee - 4th. Meeting)

9 CONSENT AGENDA

None.

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

The Land Use Committee will have a public hearing on Friday, January 26, 2007 at 1 P.M. at Fleming Hall.

[3867](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RE (Residential Estates), a certain 6.2 ± acre tract.
(Land Use Committee)

[3868](#) Granting a conditional use permit in District A (Agricultural) for a period of 5 years to operate a group residential quarters rehabilitation facility on 11 ± acres.
(Land Use Committee)

[3869](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District LB-p (Local Business - Planned Development) to District LI-p (Light Industrial - Planned Development), a certain 5 ± acre tract.
(Land Use Committee)

[3870](#) Setting the 2007 Jackson County, Missouri tentative tax levy.
(Legislature As A Whole)

[3871](#) Bob Spence moved to perfect Ordinance #3871. Seconded by Theresa A. Garza.
The motion passed by a voice vote. (PERFECTED)

[3871](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3871. Seconded by Theresa A. Garza.
The motion passed by a voice vote. (APPROVED)

[3871](#) Henry C. Rizzo moved the passage of Ordinance #3871 as perfected, extending the time by which the County Executive shall submit the fiscal year 2007 budget until January 19, 2007. Seconded by Bob Spence.

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

Absent: 2 - Scott Burnett and Dennis Waits

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[16130](#) Awarding a twenty-four month term and supply contract, with two twelve-month options for extensions, for the furnishing of lawn maintenance equipment and small engine replacement parts and service for use by the Public Works and Parks and Recreation departments to Lawn and Leisure of Lee's Summit, MO, under the terms and conditions of Invitation to Bid No. 35-06.

(Public Works Committee)

[16131](#) Authorizing a twelve-month extension to the term and supply contract with Deffenbaugh Industries, Inc., d/b/a Johnny-on-the-Spot of Shawnee, KS, for the furnishing of portable toilet rental for use by the Public Works and Parks and Recreation Departments.

(Public Works Committee)

[16132](#) Authorizing a twelve-month extension to the term and supply contract with Vance Brothers, Inc., of Kansas City, MO, for the furnishing of asphaltic concrete for use by the Public Works and Parks and Recreation Departments.

(Public Works Committee)

[16133](#) Dennis Waits moved the passage of Resolution #16133, congratulating James F. Kanatzar for his appointment as the Jackson County Prosecuting Attorney and acknowledging County Executive Michael D. Sanders for the efforts of his administration in making the appointment in an open public forum. Seconded by Scott Burnett.

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

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[07-09](#) Pursuant to Article V, Section 2 of the Jackson County Home Rule Charter, I hereby appoint James F. Kanatzar to the office of Prosecuting Attorney, to fill the vacancy occasioned by the resignation of Michael D. Sanders, for a term the expire December 31, 2008.

[07-10](#) I hereby appoint Frederick R. Siems, Jr., as Acting Chief Administrative Officer, effective January 15, 2007, to replace Calvin Williford who will continue to serve as Acting Chief Operating Officer. A copy of Mr. Siems's resume is attached.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Henry C. Rizzo announced the Budget Committee will have a budget hearing on Wednesday, January 17, 2007 at 12 noon in the Kansas City Legislative Assembly Area for all outside agencies.

The Budget Committee will have a budget hearing on Friday, January 19, 2007 at 12 noon in the Kansas City Legislative Assembly Area for all departments in Jackson County. He explained that the committee will get testimony from department supervisors and make recommendations to the Legislature As A Whole.

Dan Tarwater asked Henry Rizzo to have a schedule for the Friday hearing as soon as possible. Henry agreed. Dan suggested that all legislators attend the Budget Committee hearings.

15 ADJOURNMENT

Henry C. Rizzo moved to adjourn the meeting. Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

The next legislative meeting is scheduled to be held on Monday, January 22, 2007 at 2:30 P.M. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.