



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, January 28, 2008

2:30 PM

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

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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 1/22/2008.
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, commented on Ordinance #3974 regarding the
COMBAT Commission and Ordinance #3972 regarding County Municipal Court.*

Discussion regarding McClain lawsuit.

Question regarding 2008 Jackson County Budget Books.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

James Nelson, employee of the Jackson County Parks and Recreation Department, received a 30 year service pin.

Fred Arbanas moved to waive the reading of Ordinances #3967 and #3968. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

The Land Use Committee will have a public hearing regarding Ordinances #3967 and #3968 on Thursday, January 31, 2008 at 1:00 P.M. at Fleming Hall.

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[3967](#)

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 34 ± acre tract and approving the preliminary plat "Highland Estates," creating a six-lot residential subdivision.

(Land Use Committee - 2nd. Perfection)

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[3968](#)

AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of five (5) years to operate a therapeutic horseback riding center and horse boarding facility on a 10 ± acre tract .

(Land Use Committee - 2nd. Perfection)

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[3970](#)

Anti-Drug Committee moved to perfect. Consent Agenda.

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[3971](#)

Health and Environment Committee moved to perfect. Consent Agenda.

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[3972](#)

Budget Committee moved to perfect.

Henry C. Rizzo objects to the Consent Agenda.

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[3972](#)

Henry C. Rizzo moved to perfect Ordinance #3972. Seconded by Dan Tarwater.

The motion passed by a voice vote. (PERFECTED)

[3972](#)

Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #3972. Seconded by James D. Tindall.

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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[3972](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[16492](#) Anti-Drug Committee moved do pass. Consent Agenda.

The Anti-Drug Committee Substitute dated 1/28/08 was sent to the Consent Agenda for adoption.

[16508](#) Budget Committee moved do pass.

Henry C. Rizzo objects to the Consent Agenda.

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[16508](#) Henry C. Rizzo moved the passage of Resolution #16508, authorizing the County Executive to execute a Memorandum of Understanding with Carpenters' District Council of Kansas City & Vicinity regarding the terms and conditions of employment of members of its bargaining unit within the Office of the Prosecuting Attorney. Seconded by Dan Tarwater.

Yes: 7 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Greg Grounds

No: 1 - Bob Spence

Absent: 1 - Theresa Garza Ruiz

(ADOPTED)

[16509](#) Anti-Drug Committee moved do pass. Consent Agenda.

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[16511](#) Public Works Committee moved do pass. Consent Agenda.

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[16512](#) Finance and Audit Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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- [3970](#) AN ORDINANCE appropriating \$66,009.00 from the unappropriated surplus of the 2008 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, at a cost to the County not to exceed \$66,009.00.
- (PERFECTED)
- [3971](#) AN ORDINANCE appropriating \$15,000.00 from the unappropriated surplus of the 2008 Grant Fund in acceptance of the Juvenile Detention Alternative Initiative grant awarded by the Missouri Office of the State Courts Administrator and extending the contract period through October 31, 2008.
- (PERFECTED)
- [3972](#) AN ORDINANCE enacting chapter 18, Jackson County Code, 1984, relating to the County Municipal Court, consisting of thirteen new sections, with a penalty provision and an effective date.
- (ADOPTED)
- [16492](#) A RESOLUTION authorizing the County Executive to execute agreements with certain outside agencies funded by the County's Anti-Drug Sales Tax Fund for the 2008 fiscal year, which are engaged in anti-drug treatment activities and purposes, at an aggregate cost to the County not to exceed \$2,965,378.00.
- (ADOPTED)
- [16509](#) 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 \$66,000.00.
- (ADOPTED)
- [16511](#) A RESOLUTION awarding a contract on Bid No. PW 11-2006 for the Woods Chapel Road Improvements, Project No. 2293, to Amino Brothers Co., Inc., of Kansas City, KS, at an actual cost to the County not to exceed \$7,823,471.06.
- (ADOPTED)
- [16512](#) A RESOLUTION awarding a contract for the furnishing of investment advisor services for the Jackson County, MO Employees' Pension Plan to Callan Associates of Chicago, IL, under the terms and conditions of Request for Proposals No. 34-07, at a cost to the County not to exceed \$85,000.00.
- (ADOPTED)

To perfect Ordinances 3970, 3971. To adopt Ordinance 3972. To adopt Resolutions 16492, 16509, 16511, 16512.

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

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

Absent: 1 - Theresa Garza Ruiz

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[3973](#)

Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RE (Residential Estates) a certain 6.8 ± acre tract, for a two-lot residential subdivision.

(Land Use Committee)

The Land Use Committee will have a public hearing regarding Ordinance #3973 on Friday, February 22, 2008 at 1:00 P.M. at Fleming Hall.

No objection to the consideration of Ordinance #3974 - not on printed agenda.

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[3974](#)

Dan Tarwater moved to adopt Ordinance #3974 as amended, repealing sections 9305. and 9307. Jackson County Code, 1984, relating to the anti-drug sales tax and enacting, in lieu thereof, two new sections relating to the same subject. Seconded by James D. Tindall.

The motion passed by a voice vote.

(ADOPTED)

the Floor Amendment of 1/28/08, to delete the words "only with the concurrence of" and insert the words "either by the County Executive or by" after the word "office" in "Section 9306.2 Removal." on page 6; to insert the letter "s" after the word "Member" in the heading and paragraph for Section 9305.2, to insert the words "the Chief of the Kansas City, Missouri Police Department, and the Chair of the Jackson County Drug Task Force" after the word "Attorney" in "Section 9305.2 Ex Officio Members." , to delete the word "an" after the word "as" in the same paragraph all on page 5.

[3974](#)

Dan Tarwater moved to perfect Ordinance #3974. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(PERFECTED)

[3974](#)

Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #3974. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

[3974](#)

Dan Tarwater moved the passage of Ordinance #3974 as perfected, repealing sections 9305. and 9307. Jackson County Code, 1984, relating to the anti-drug sales tax and enacting, in lieu thereof, two new sections relating to the same subject. Seconded by James D. Tindall.

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

Absent: 1 - Theresa Garza Ruiz

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16513](#)

Authorizing the County Executive to execute a Cooperative Agreement with DeLaSalle Education Center for its DeLaSalle Middle School Program at a cost to the County not to exceed \$45,000.00, to provide a local match to a local grant.

(Anti-Drug Committee)

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[16514](#)

Authorizing the County Executive to execute a Cooperative Agreement with 40 Acres and a Mule Activity Campus for its Children's Connection program at a cost to the County not to exceed \$13,500.00, to provide a local match to a private grant.

(Anti-Drug Committee)

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[16515](#)

Authorizing the County Executive to execute a Cooperative Agreement with Benilde Hall for its "Transitional Living" program, at a cost to the County not to exceed \$90,000.00, to provide a local match to a federal grant.

(Anti-Drug Committee)

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[16516](#)

Authorizing the County Executive to execute a Cooperative Agreement with Boys and Girls Club of Greater Kansas City for its Smart Moves program at a cost to the County not to exceed \$100,000.00, to provide a local match to a federal grant.

(Anti-Drug Committee)

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[16517](#)

Authorizing the County Executive to execute a Cooperative Agreement with Truman Medical Center for its StartRight Teen Moms Program, at a cost to the County not to exceed \$64,995.00, to provide a portion of a local match to a federal grant.

(Anti-Drug Committee)

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[16518](#) Authorizing the County Executive to execute a Cooperative Agreement with Whatsoever Community Center for the Chance for Change program, at a cost to the County not to exceed \$58,500.00, to serve as a local match to a private grant.

(Anti-Drug Committee)

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[16519](#) Authorizing the County Executive to execute a Cooperative Agreement with Comprehensive Mental Health Services for the Adolescents with Co-Occurring Disorders program, at a cost to the County not to exceed \$10,000.00, to serve as a local match to a state grant.

(Anti-Drug Committee)

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[16520](#) Authorizing the County Executive to execute a Cooperative Agreement with NorthWest Communities Development Corporation for its Englewood/Maywood Weed and Seed Initiative, at a cost to the County not to exceed \$25,000.00, to provide a portion of a local match to a federal grant.

(Anti-Drug Committee)

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[16521](#) Awarding twelve (12) month term and supply contracts for the furnishing of chemicals and fertilizers for use by the Parks and Recreation Department to Vegetation Management of Kansas City, KS, Prosource One of St. Joseph, MO, Helena Chemicals of Lenexa, KS, BWI Co. Of Springfield, MO, Supreme Turf of Olathe, KS, and Grass Pad of Olathe, KS, under the terms and conditions of Electronic Solicitation No. BB200754.

(Land Use Committee)

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[16522](#) Authorizing the County Executive to execute Amendment No. 6 to the contract with Burns & McDonnell of Kansas City, MO, for the Woods Chapel Road Improvements Project, No. 2293, at an additional cost to the County not to exceed \$87,448.00.

(Public Works Committee)

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[16523](#) Authorizing the County Executive to execute renewal agreements for certain environmental health services with the cities of Buckner, Grain Valley, Greenwood, Lone Jack, and Sugar Creek, MO, for specified fees payable to the County.

(Health and Environment Committee)

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[16524](#)

Authorizing the County Executive to execute an Intergovernmental Agreement with the Mid-America Regional Council (MARC) Solid Waste Management District, to provide access to the Regional Household Hazardous Waste Centers for the residents of the unincorporated county, at a cost to the County not to exceed \$17,783.34.

(Public Works Committee)

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[16525](#)

Awarding twenty-four (24) month term and supply contracts with a twelve (12) month extension options for the furnishing of auto/truck maintenance and repair and body work services for use by various County departments and the circuit court to Barr's Auto of Independence, MO, Calibrated Products of Blue Springs, MO, Cross Midwest of Kansas City, MO, Dale's Automotive of Blue Springs, MO, Des Moines Wheel dba Midwest Wheel of Kansas City, MO, McCorkendale Auto of Blue Springs, MO, Greg's Tire of Independence, MO, Heartland Automotive dba Jiffy Lube of Omaha, NE, Klinginsmith Body Shop of Independence, MO, KC Bobcat of Blue Springs, MO, Naura dba AAMCO Transmissions of Blue Springs, MO, Tandem Truck of Oak Grove, MO, and Weinberg Dodge of Grandview, MO, under the terms and conditions of Invitation to Bid No. 31-07.

(Finance and Audit Committee)

[16526](#)

Awarding twenty-four (24) month term and supply contracts with twelve (12) month extension options for the furnishing of dealer auto/truck maintenance and repair and body work services for use by various County departments and the circuit court, to Bob Sight Ford of Lee's Summit, MO, Metro Ford of Independence, MO, Midway Truck of Kansas City, MO, and Landmark Dodge of Independence, MO, under the terms and conditions of Invitation to Bid No. 32-07.

(Finance and Audit Committee)

12 COUNTY EXECUTIVE ORDERS

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[08-04](#)

I hereby make the following appointment and reappointments to the Board of Zoning Adjustment:

Appointment

Jeremy Lee Ploeger is appointed to fill the vacancy occasioned by the expiration of the term of Randy L. Steinman, for a new term to expire June 30, 2011. A copy of Mr. Ploeger's resume is attached.

Reappointments

Ruth Patrick is reappointed for such term to expire June 30, 2009.

Kenneth Vaughn is reappointed for such term to expire June 30, 2009.

Dorace Wilson is reappointed for such term to expire June 30, 2011.

Daine Demarest is reappointed for such term to expire June 30, 2011.

[08-05](#)

I hereby make the following appointments and reappointments to the Jackson County Board of Services for the Developmentally Disabled:

Appointments

Anita Kathleen Parran, is appointed to fill the vacancy occasioned by the resignation of Sheryl Ingram Max, for a new term to expire December 31, 2009. A copy of Ms. Parran's resume is attached.

Becky Sandring, is appointed to fill the vacancy occasioned by the resignation of James M. White, for a new term to expire December 31, 2008. A copy of Ms. Sandring's resume is attached.

Matthew L. Levi, is appointed to fill the vacancy occasioned by the expiration of the term of Dianne L. Maddix, for a term to expire December 31, 2008. A copy of Mr. Levi's resume is attached.

Reappointments

Rosetta B. Robins is reappointed for such term to expire December 31, 2010.

Don P. Saxton is reappointed for such term to expire December 31, 2010.

13 UNFINISHED BUSINESS

Discussion regarding ministers who perform marriages at the Jackson County Courthouse on Saturdays.

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14 NEW BUSINESS

None.

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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, February 4, 2008 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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