



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, June 4, 2007

2:30 PM

Twentieth 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 and Bob Spence
Excused: Greg Grounds

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on 5/21/2007.
Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Fred Arbanas moved to excuse Greg Grounds from the meeting due to a medical emergency. Seconded by Scott Burnett.

The motion passed by voice vote.

(APPROVED)

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, thanked the County Legislature for their 5-Prong Oversight Recommendations regarding financial oversight for Jackson County government. He said the County Executive and County Legislature are additionally working on a five year plan and establishing a long range plan.

Dan Tarwater said it is a work in progress and will be put in Resolution/Ordinance form as necessary.

Bob Spence, County Legislator, said he had some suggestions.

Henry C. Rizzo, County Legislator, encouraged anyone with suggestions to attend the Budget Committee meeting next week.

Mike Sanders said it would take 30 days to finalize these recommendations.

Discussion.

Discussion regarding Resolution #16304.

Resolution #16304 was adopted at this time. See page 3 for details.

6 PERFECTING OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3897](#)

Land Use Committee moved to perfect.

Fred Arbanas 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.

[3898](#)

Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

The motion passed by a voice vote.

(PERFECTED)

The motion passed by a voice vote.

(APPROVED)

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

No: 1 - Theresa A. Garza

Excused: 1 - Greg Grounds

(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3897](#)

Consent Agenda.

[3899](#)

Consent Agenda.

[3900](#)

Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[16294](#) A RESOLUTION authorizing the Director of the Department of Finance to execute contracts with and make payments to certain vendors providing services relating to the Jackson County, Missouri Employees Pension Plan.

(Finance and Audit Committee - 2nd. Meeting)

[16297](#) Land Use Committee moved do pass. Consent Agenda.

[16299](#) Land Use Committee moved do pass. Consent Agenda.

[16301](#) Land Use Committee moved do pass. Consent Agenda.

[16304](#) Henry C. Rizzo moved the passage of Resolution #16304, authorizing the County Executive to execute, on behalf of Jackson County, consents to the First Amendment to the Kauffman Stadium Redevelopment Agreement and the 2007 Amendment to the 2006 Amended Lease, both between the Jackson County Sports Complex Authority and the Kansas City Royals Baseball Corporation. Seconded by Dennis Waits.

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

Excused: 1 - Greg Grounds

(ADOPTED)

Discussion regarding Resolution #16294.

9 CONSENT AGENDA

[3897](#) 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 16.1 ± acre tract for a two-lot residential subdivision.

(ADOPTED)

[3899](#) AN ORDINANCE appropriating \$3,000.00 from the unappropriated surplus of the 2007 Grant Fund to cover the Family Court Division's Guardian Ad Litem training grant, received from the Office of State Courts Administrator.

(ADOPTED)

[3900](#) AN ORDINANCE appropriating \$2,000.00 from the unappropriated surplus of the 2007 Grant Fund to cover the Family Court Division's "Parenting Separately" grant, received from the Office of State Courts Administrator.

(ADOPTED)

[16285](#) A RESOLUTION awarding a contract for the furnishing of vehicles for use by the Parks and Recreation Department to Shawnee Mission Ford of Shawnee, KS, under the terms and conditions of the 2007 model year Kansas City Metro Vehicle Bid, IFB No. 2754-0-2006/RP of the Mid-America Council of Public Purchasing issued by the City of Olathe, KS, an existing government contract, at an actual cost to the County of \$56,359.00.

(ADOPTED)

[16297](#) A RESOLUTION authorizing the County Executive to execute a contract with the Jackson County Board of Services for the Developmentally Disabled to provide for partial funding of various programs of the Parks and Recreation Department's Special Population Services Division.

(ADOPTED)

[16299](#) A RESOLUTION authorizing the County Executive to execute warranty deeds relating to a certain 8.5 acre tract of park property within River Bluff Park in favor of Burlington Northern & Santa Fe Railway, a permanent ingress/egress easement at River Bluff Park in favor of Burlington Northern & Santa Fe Railway, and Project Amendment No. 4 to the Project Agreement with the Missouri Department of Natural Resources to authorize the conversion of the park property.

(ADOPTED)

[16301](#) A RESOLUTION authorizing the County Executive to execute a Permanent Easement Agreement with the City of Independence, Missouri, granting the City a drainage easement over a portion of the Little Blue Trace Park.

(ADOPTED)

To adopt Ordinances 3897, 3899, 3900. To adopt Resolutions 16285, 16297, 16299, 16301.

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

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

Excused: 1 - Greg Grounds

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

The Land Use Committee will have a public hearing regarding Ordinances #3901 and #3902 on Friday, June 22, 2007 at 1:00 P.M. at Fleming Hall.

[3901](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) and District LB (Local Business) to District RR (Residential Ranchette), a certain 5 ± acre tract for a one-lot residential subdivision.

(Land Use Committee)

[3902](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 6 ± acre tract for a one-lot residential subdivision.
(Land Use Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[16305](#) Scott Burnett moved the passage of Resolution #16305, commemorating the 150th Anniversary of the Union Cemetery and recognizing its historical significance to the Kansas City metropolitan region. Seconded by Dennis Waits.

Yes: 8 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Excused: 1 - Greg Grounds

(ADOPTED)

[16306](#) Authorizing the County Executive to execute a renewal of the County's Agreement with Southwestern Bell/AT&T of Kansas City, MO, to provide Plexar and related telephone services for use countywide, for an additional term not to exceed five years, as a sole source purchase, in the estimated annual amount of \$440,766.00.

(Finance and Audit Committee)

Discussion.

[16307](#) Awarding a twenty-four (24) month term and supply contract, with annual options to extend for periods not to exceed an additional twenty-four months, on Electronic Solicitation No. BB20076 for the furnishing of paint and painting supplies for use by various County departments to Sherwin Williams of Kansas City, MO, and Kwal Paint of Independence, MO.

(Finance and Audit Committee)

[16308](#) Authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the Jackson County Sports Complex Authority concerning improvements at the Harry S Truman Sports Complex.

(Budget Committee)

[16309](#) Dennis Waits moved the passage of Resolution #16309, authorizing the Jackson County Legislature to hold a closed meeting on Monday, June 4, 2007, 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. Seconded by Scott Burnett.

Yes: 8 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence
Excused: 1 - Greg Grounds

(ADOPTED)

- [16310](#) Authorizing the County Executive to execute a Second Addendum to the Cooperative Agreement with the City of Independence, MO, to reallocate funds in connection with the 39th Street (Noland to Lee's Summit), 39th Street (Noland to Chrysler), 35th & Noland Road, Truman Road (M-291 to Swope), and R.D. Mize (Little Blue Parkway to Eureka) public improvement projects, at no additional cost to the County.
(Public Works Committee)
- [16311](#) Authorizing the County Executive to execute Change Order No. 1 to the Agreement with R.A. Knapp Construction, Inc., of Kansas City, KS, for the Courtney-Atherton Road Bridge Replacement Project, No. 3007, at an additional cost to the County not to exceed \$9,265.26.
(Public Works Committee)
- [16312](#) Authorizing the County Executive to execute an Eighth Addendum to the Professional Services Agreement with E. T. Archer Corporation in connection with the 85th and Troost Avenue Bridge Replacement Project, No. 2407, of Lee's Summit, MO, for engineering services for use by the Public Works Department, at an additional cost to the County not to exceed \$28,491.00.
(Public Works Committee)
- [16313](#) Authorizing the payment of \$410,529.14 to the City of Independence from the City of Independence CURS account to reimburse the City for various road projects.
(Public Works Committee)
- [16314](#) Authorizing the payment of \$398,820.09 to the City of Raytown from the City of Raytown CURS account to fund the 63rd Street Bridge Project.
(Public Works Committee)
- [16315](#) Authorizing the County Executive to execute a Cooperative Agreement with the City of Raytown, Missouri, in connection with County Urban Road System (CURS) road and bridge projects, at no cost to the County.
(Public Works Committee)
- [16316](#) Congratulating Representative Craig C. Bland as the newly elected president of Freedom, Inc.
(Legislature As A Whole)

[16317](#)

Authorizing the County Executive to execute a STP-URBAN CURS Agreement with the Missouri Highways and Transportation Commission and the City of Kansas City, Missouri, in connection with improvements to Longview Road from Hickman Mills to Orchard Drive, at no cost to the County.

(Public Works Committee)

No objection to the consideration of Resolutions #16318 and #16319 - not on printed agenda.

[16318](#)

Scott Burnett moved the passage of Resolution #16318, authorizing the County Executive to execute agreements with Mike Harmon and John Garrett for furnishing real property appraisal consultation services in connection with the Board of Equalization, at an aggregate cost to the County not to exceed \$15,000.00. Seconded by Theresa A. Garza.

Yes: 8 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D.

Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Excused: 1 - Greg Grounds

(ADOPTED)

Resolution #16309 was adopted at this time. See page 5 for details.

Legislature goes in to closed meeting.

Legislature reconvenes.

[16319](#)

Henry C. Rizzo moved the passage of Resolution #16319, authorizing the settlement of the claim of Erin Gregory for alleged violations of her constitutional rights and authorizing the Director of the Department of Finance and Purchasing to make total payments in an amount not to exceed \$153,000.00. Seconded by Scott Burnett.

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

Absent: 1 - James D. Tindall

Excused: 1 - Greg Grounds

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 **ADJOURNMENT**

Henry C. Rizzo moved to adjourn the meeting. Seconded by Theresa A. Garza.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, June 11, 2007 at 2:30 P.M. in the Legislative Assembly Area, Kansas City, Missouri.