



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

Greg Grounds (5th) Chairman, Theresa Garza Ruiz, (1st AL) Vice Chairman,
Crystal Williams (2nd AL), Fred Arbanas (3rd AL), Scott Burnett (1st), James D.
Tindall (2nd), Dennis Waits (3rd), Dan Tarwater (4th), Bob Spence (6th)

Monday, February 25, 2013

2:30 PM

Eighth Regular Meeting

Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers

Greg Grounds, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

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 02/19/2013.
Seconded by Dennis Waits.

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

None.

Resolutions #18109 and #18110 were adopted at this time. See page 5 for details.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Fred Arbanas moved to waive the reading of Ordinances #4496, #4497, #4498 and #4500. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)

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[4496](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain portion of Lot 2, Theron's Ranch from District RR (Residential Ranchette) to District RE (Residential Estates) and the remaining portion of Lot 2, Theron's Ranch from District RR (Residential Ranchette) to District AG (Agricultural).

(Land Use Committee - 3rd. Perfection)

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[4497](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 3.01± acre tract from District AG (Agricultural) to District RE (Residential Estates).

(Land Use Committee - 3rd. Perfection)

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[4498](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 3.01± acre tract from District AG (Agricultural) to District RE (Residential Estates).

(Land Use Committee - 3rd. Perfection)

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[4500](#)

AN ORDINANCE vacating a certain 3.05 ± acre tract within the subdivision "Theron's Ranch".

(Land Use Committee - 3rd. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #4496, #4497, #4498 and #4500 on Monday, March 4, 2013 at 1:30 P.M. in the Kansas City Legislative Assembly Area.

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[4506](#)

Anti-Drug Committee moved to perfect.

Dan Tarwater objects to the Consent Agenda.

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[4506](#)

Dan Tarwater moved to perfect Ordinance #4506. Seconded by James D. Tindall.

The motion passed by a voice vote.

(PERFECTED)

[4506](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #4506.
Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4501](#) Consent Agenda.

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[4502](#) Consent Agenda.

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[4503](#) Consent Agenda.

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[4506](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[18102](#) Fred Arbanas moved to reassign Resolution #18102 to the Legislature As A Whole, awarding twelve-month term and supply contracts for the furnishing of turf chemicals and fertilizers for use by the Parks + Rec Department to Agrium Advanced Technologies of Loveland, CO, Grass Pad of Olathe, KS, Helena Chemical Company of Shawnee, KS, Pennington Seed of Greenwood, MO, Red River Specialties of Shreveport, LA, Reinders, Inc., of Olathe, KS, and Supreme Turf Products of Olathe, KS, under the terms and conditions of Invitation to Bid No. 96-12. Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

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[18102](#) Fred Arbanas moved the passage of Resolution #18102, awarding twelve-month term and supply contracts for the furnishing of turf chemicals and fertilizers for use by the Parks + Rec Department to Agrium Advanced Technologies of Loveland, CO, Grass Pad of Olathe, KS, Helena Chemical Company of Shawnee, KS, Pennington Seed of Greenwood, MO, Red River Specialties of Shreveport, LA, Reinders, Inc., of Olathe, KS, and Supreme Turf Products of Olathe, KS, under the terms and conditions of Invitation to Bid No. 96-12. Seconded by Bob Spence.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Dennis Waits

(ADOPTED)

[18104](#) Finance and Audit Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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[4501](#) AN ORDINANCE appropriating \$5,000.00 from the undesignated fund balance of the 2013 Health Fund for use by Jackson County Department of Emergency Preparedness.

(ADOPTED)

[4502](#) AN ORDINANCE repealing section 1803., Jackson County Code, 1984, relating to the County Municipal Court, and enacting, in lieu thereof, one new section relating to the same subject.

(ADOPTED)

[4503](#) AN ORDINANCE appropriating \$10,765.00 from the undesignated fund balance of the 2012 General Fund to provide for a salary increase for the County Municipal Court judge.

(ADOPTED)

[4506](#) AN ORDINANCE appropriating \$915,000.00 from the fund balance of the 2013 Special Obligation Bond Debt Service Fund and authorizing the County Executive to provide notice to the bond trustee to call for early redemption of all outstanding 2010 B Special Obligation Bonds (MyARTS Project).

(ADOPTED)

[18104](#) A RESOLUTION authorizing the County Executive to execute an Intergovernmental Agreement and Mutual Release and Cooperative Agreement with the City of Kansas City , MO, and other public entities relating to the Winchester Tax Increment Financing Plan and the Youth Soccer Facility Improvements Project.

(ADOPTED)

To adopt Ordinances 4501, 4502, 4503, 4506. To adopt Resolution 18104.

Dan Tarwater moved the passage of the consent agenda. Seconded by Scott Burnett. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Dennis Waits

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4508](#)

Authorizing and directing the issuance, sale, and delivery of not to exceed \$38,530,000 principal amount of special obligation refunding and improvement bonds, series 2013, of Jackson County, Missouri, and authorizing certain other documents and actions in connection therewith.

(Finance and Audit Committee)

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[4509](#)

James D. Tindall moved to perfect Ordinance #4509. Seconded by Theresa Garza Ruiz.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Dennis Waits

(PERFECTED)

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[4509](#)

James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4509. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

[4509](#)

James D. Tindall moved the passage of Ordinance #4509 as perfected, appropriating \$3,223.00 from the undesignated fund balance of the 2013 Special Road and Bridge Fund in acceptance of insurance proceeds for the repair of vehicles for use by the Sheriff's Office. Seconded by Theresa Garza Ruiz.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

[4510](#)

James D. Tindall moved to perfect Ordinance #4510. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

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[4510](#)

James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4510. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

[4510](#)

James D. Tindall moved the passage of Ordinance #4510 as perfected, appropriating \$2,000.00 from the undesignated fund balance of the 2013 Persistent Driving While Intoxicated Offender Fund. Seconded by Dennis Waits.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[18105](#)

Dan Tarwater moved the passage of Resolution #18105, transferring \$50,051.00 within the 2013 Anti-Drug Sales Tax Fund to cover funding for the Sheriff's Office's 2013 Drug Abuse Resistance Education (DARE) program. Seconded by Crystal Williams.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

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[18106](#)

Dan Tarwater moved the passage of Resolution #18106, authorizing the County Executive to execute cooperative agreements with certain municipalities within Jackson County for the purpose of funding their 2013 Drug Abuse Resistance Education (DARE) programs, at an aggregate cost to the County not to exceed \$927,265.00. Seconded by Crystal Williams.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

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[18107](#)

Authorizing payment to Union Pacific Railroad Company for the cost of license and permit review fees for the proposed construction of a storm line railroad crossing as part of the 135th Street Improvements Project, No. 3084, at a cost to the County not to exceed \$5,300.00.

(Public Works Committee)

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[18108](#)

Theresa Garza Ruiz moved the passage of Resolution #18108, recognizing the Fifteenth Anniversary of Jackson County Family Week, the longest running family project in the nation, to be held April 21 to April 27, 2013. Seconded by Dan Tarwater.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

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[18109](#)

Bob Spence moved the passage of Resolution #18109, honoring the family of Lauren and Scott Sterling from Blue Springs, MO, who were recently recognized by national media on the occasion of the adoption of five siblings from Peru. Seconded by Dan Tarwater.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

No objection to the consideration of Resolution #18110 - not on printed agenda.

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[18110](#)

Bob Spence moved the passage of Resolution #18110, congratulating Nick Swearngin of Lee's Summit, MO, on receiving the 2012 Outstanding Volunteer Fundraiser Award presented by the Association of Fundraising Professionals Mid-America Chapter. Seconded by Dan Tarwater.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

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12 COUNTY EXECUTIVE ORDERS

None.

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13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

None.

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15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, March 4, 2013 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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