



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

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

Monday, February 2, 2009

2:30 PM

Fifth Regular Meeting

K.C. Legislative Assembly Area, Kansas City, Missouri

Scott Burnett, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

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

2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Bob Spence moved to approve the journal of the previous meeting held on 1/26/2009.
Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

Swearing in ceremony for Mike Sharp, Sheriff and Jim Kanatzar, Prosecuting Attorney.

*Curtis Koons, Director of Assessment distributed a timetable for assessments in 2009.
Senate Bill 711 passed last year changed the process. Discussion.*

Resolution #16810 was read at this time. See page 2 for details.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, discussed the renovation of the Truman Courthouse on the Square in Independence.

Mayor Reimal of Independence, Missouri said to date he has helped raise \$300,000.00 for this project. He thanked the County Legislature and County Executive for their continued support.

Scott Burnett announced that James D. Tindall will be the representative for the County Legislature on the regional jail issue. Scott also asked that the Administration advise him of the date and time of meetings so he may attend.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4080](#) Land Use Committee moved to perfect.

Bob Spence objects to the Consent Agenda.

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[4080](#) Bob Spence moved to perfect Ordinance #4080. Seconded by Dennis Waits.

The motion passed by a voice vote. (PERFECTED)

[4080](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #4080. Seconded by Dennis Waits.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4081](#) Land Use Committee moved to perfect.

Bob Spence objects to the Consent Agenda.

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[4081](#) Bob Spence moved to perfect Ordinance #4081. Seconded by Dennis Waits.

The motion passed by a voice vote. (PERFECTED)

[4081](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #4081. Seconded by Dennis Waits.

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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[4080](#) Consent Agenda.

[4081](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[16807](#) Public Works Committee moved do pass. Consent Agenda.

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[16808](#) Justice and Law Enforcement Committee moved do pass. Consent Agenda.

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[16809](#) Finance and Audit Committee moved do pass. Consent Agenda.

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[16810](#) A RESOLUTION rescinding Resolution 16663, dated June 23, 2008, and nominating candidates for appointment to the Jackson County Sports Complex Authority.

(Legislature As A Whole - 1st. Meeting)

9 CONSENT AGENDA

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[4080](#) 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 30.8 ± acre tract, and approving the preliminary plat "Bank Acres - 3rd Plat," creating a four-lot residential subdivision. (ADOPTED)

[4081](#) 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 5 ± acre tract. (ADOPTED)

[16807](#) A RESOLUTION authorizing the payment of \$332,548.00 to the City of Blue Springs, Missouri, from the City of Blue Springs CURS account to reimburse the City for various road projects. (ADOPTED)

[16808](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the National Center for Fathering to provide training sessions for clients of the Prosecuting Attorney's Office's Family Support Division's Fathering Court project, at a total cost to the County not to exceed \$25,000.00. (ADOPTED)

[16809](#) A RESOLUTION transferring \$51,441.63 within the 2009 General Fund to cover the costs of salaries within the Jackson County Election Board. (ADOPTED)

To adopt Ordinances 4080, 4081. To adopt Resolutions 16807, 16808, 16809.

Dennis Waits 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, Scott Burnett, Henry C. Rizzo, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence

Absent: 2 - Fred Arbanas and Dan Tarwater

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4083](#) Repealing sections 1503., 1540., 1541., 1542., 1543., 1544., 1545., 1546., 1550., 1551., 1552., 1560., 1561., 1562., 1563., and 1588., Jackson County Code, 1984, and enacting, in lieu thereof, ten new sections relating to the same subject, with a transition provision. (Finance and Audit Committee)

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[4084](#) Appropriating \$59,951.00 from the fund balance of the 2009 Grant Fund, in acceptance of the Emergency Management Performance Grant awarded by the Missouri State Emergency Management Agency.

(Finance and Audit Committee)

James D. Tindall explained Ordinance #4085.

James D. Tindall moved to adopt Ordinance #4085. Seconded by Dennis Waits.

Scott Burnett objects.

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[4085](#) Appropriating \$255,410.00 from the fund balance of the 2009 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute agreements with certain outside agencies which engage in anti-drug prevention activities for the purpose of preventing illegal drug use and drug-related offenses, at an aggregate cost to the County not to exceed \$1,715,067.00.

(Anti-Drug Committee)

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16811](#) Bob Spence moved the passage of Resolution #16811, authorizing the Jackson County Legislature to hold a closed meeting on Monday, February 2, 2009, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under sections 610.02(1) and 610.021(12) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. Seconded by Dennis Waits.

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

Absent: 2 - Fred Arbanas and Dan Tarwater

(ADOPTED)

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[16812](#) Authorizing the extension of the Family Court Division's "Enhancing Active Resiliency Through Healthy Sports Participation" grant, received from the Missouri Office of State Courts Administrator, at no additional cost to the County.

(Justice and Law Enforcement Committee)

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[16813](#)

Bob Spence moved the passage of Resolution #16813, authorizing the County Executive to execute a term and supply Agreement with C-R McKellips Ranch of Raymore, MO, to provide ungulate (hoofed) animal control services for use by the Public Works Department. Seconded by Dennis Waits.

Yes: 7 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 2 - Fred Arbanas and Dan Tarwater

(ADOPTED)

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Authorizing the exemption of an additional assistant to the Jackson County Sheriff from the provisions of the Merit System Commission.

(Justice and Law Enforcement Committee)

Bob Spence, County Legislator, commented on Resolution #16815. He said the funding for this Resolution should be taken from the General Fund since the lobbyists work on county-wide issues.

Comments by Henry C. Rizzo.

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Dennis Waits moved the passage of Resolution #16815, authorizing the Chairman of the Legislature to execute Consulting Agreements with Fred Dreiling, LLC, in the amount of \$25,000.00 and W.T. Dawson, in the amount of \$35,000.00, to serve as intergovernmental relations consultants, at an actual aggregate cost to the County not to exceed \$60,000.00. Seconded by Henry C. Rizzo.

Yes: 5 - Scott Burnett, Henry C. Rizzo, James D. Tindall, Dennis Waits and Greg Grounds
No: 2 - Theresa Garza Ruiz and Bob Spence
Absent: 2 - Fred Arbanas and Dan Tarwater

(ADOPTED)

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Authorizing the County Executive to execute a Consulting Agreement with the Resource Development Institute of Kansas City, Missouri, to continue its evaluation efforts of anti-drug prevention and treatment programs and to institute processes that will lead to evaluation of DARE and grant match programs, at a cost to the County not to exceed \$50,000.00.

(Anti-Drug Committee)

Resolution #16811 was adopted at this time. See page 4 for details.

Closed Session.

Legislature reconvenes.

No objection to the consideration of Resolution #16817 - not on printed agenda.

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[16817](#)

Bob Spence moved the passage of Resolution #16817, authorizing the County Counselor to settle the claims of Nathan Parks in the case styled Nathan Parks v. Ford Motor Company, et al., Case No. 0816-CV00669, now pending in the Circuit Court of Jackson County, Missouri at Independence, for a total payment by the County of \$27,500.00. Seconded by Henry C. Rizzo.

Yes: 5 - Theresa Garza Ruiz, Scott Burnett, Henry C. Rizzo, Greg Grounds and Bob Spence

Absent: 4 - Fred Arbanas, James D. Tindall, Dennis Waits and Dan Tarwater

(ADOPTED)

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

Bob Spence moved to adjourn the meeting. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, February 9, 2009 at 2:30 P.M. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.