



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, May 11, 2009

2:30 PM

Nineteenth Regular Meeting

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

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, Fred Arbanas, 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 5/4/2009.
Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

Resolutions #16899, #16903, #16904, #16902, #16905 and #16906 were adopted at this time. See pages 4 and 5 for details.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, said staff will be giving an update on the H1N1 virus - swine flu at a later date.

He reminded everyone that there will be an open house today at 3:30 P.M. of the newly renovated Examiner's building. Jackson County was able to accomplish a tremendous amount of work at the Examiner's Building using our own trades personnel to finish off a garage area into office space for the Assessment Department. This allowed the upper floor to be renovated into new space for the Prosecutor's Bad Check Unit since they moved from 200 S. Main. By using Jackson County staff, with some minor contracted work, estimated savings to the county is in the amount of \$130,000. The employees that worked on the project were recognized for their efforts on Wednesday, May 6, 2009 as part of the Public Employees Recognition Day.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4100](#) AN ORDINANCE renewing a conditional use permit (CUP) in District A (Agricultural) for a period of ten (10) years to continue operating an adult group quarters (boarding home), subject to specified conditions, as to a 2 ± acre tract .

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing on Friday, May 22, 2009 at 1 P.M. at Fleming Hall.

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[4101](#) Anti-Drug Committee moved to perfect.

Dan Tarwater objects to the Consent Agenda.

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[4101](#) Dan Tarwater moved to perfect Ordinance #4101. Seconded by Dennis Waits.

The motion passed by a voice vote. (PERFECTED)

[4101](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #4101. 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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[4099](#) Consent Agenda.

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[4101](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[16894](#) Public Works Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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[4099](#) AN ORDINANCE appropriating \$7,150.00 from the fund balance of the 2009 General Fund for use by the Circuit Court for special prosecutors in 2009.

(ADOPTED)

[4101](#) AN ORDINANCE reappropriating \$112,442.00 from the fund balance of the 2009 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute agreements with Truman Medical Center Behavioral Health and Comprehensive Mental Health Services, Inc., at an aggregate cost to the County not to exceed \$112,442.00.

(ADOPTED)

[16894](#) A RESOLUTION transferring \$451,788.00 within the 2009 Special Road and Bridge Fund and awarding contracts for the furnishing of a reclaimer to Wirtgen America Inc., c/o Murphy Tractor of Kansas City, MO, and for the furnishing of a backhoe to Murphy Tractor of Kansas City, MO, both for use by the Public Works Department, under the terms and conditions of Houston-Galveston Area Council Contracts Nos. SM10-06 and EM06-07a, existing government contracts, at an aggregate cost to the County not to exceed \$654,393.00.

(ADOPTED)

To adopt Ordinances 4099, 4101. To adopt Resolution 16894.

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

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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4103](#) Dan Tarwater moved to perfect Ordinance #4103. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(PERFECTED)

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[4103](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #4103. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

[4103](#) Dan Tarwater moved the passage of Ordinance #4103 as perfected, appropriating \$42,250.00 from the fund balance of the 2009 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute addenda to the Cooperative Agreements with Boys & Girls Club of Greater Kansas City, ReDiscover, Inc., and Rose Brooks Center, Inc., at an aggregate cost to the County not to exceed \$42,250.00. Seconded by Henry C. Rizzo.

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

(ADOPTED)

[4104](#) Repealing sections 919. and 920., Jackson County Code, 1984, relating to ethics and enacting, in lieu thereof, two new sections relating to the same subject.

(Budget Committee)

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16896](#) Fred Arbanas moved the passage of Resolution #16896, awarding a contract for the furnishing of golf course equipment for use by the Parks and Recreation Department to Van Wall Equipment of Olathe, KS, under the terms and conditions of Electronic Solicitation No. BB20095, at a cost to the County not to exceed \$42,945.00. Seconded by Dan Tarwater.

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

(ADOPTED)

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[16897](#) Awarding a contract for the furnishing of two industrial washing machines for use by the Department of Corrections to Loomis Brothers Equipment Company of Fenton, MO, under the terms and conditions of Invitation to Bid No. 11-09, at an actual cost to the County not to exceed \$41,474.00.

(Justice and Law Enforcement Committee)

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[16898](#) Authorizing the County Executive to execute contracts for television production, marketing, and air time for use by the Parks and Recreation Department, with Meredith Corporation d/b/a KCTV 5 of Fairway, KS, KCCP Trust d/b/a Time Warner Cable of Milwaukee, WI, Fox Entertainment Group d/b/a WDAF-TV of Kansas City, MO, Hearst-Argyle Television, Inc., d/b/a KMBC-TV of Kansas City, MO, and Scripps Howard Broadcasting d/b/a NBC Action News of Kansas City, MO, at an actual aggregate cost to the County not to exceed \$54,540.00.

(Land Use Committee)

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[16899](#)

Dennis Waits moved the passage of Resolution #16899, recognizing Tony Sommer on twelve years of perfect attendance at the Independence School District. Seconded by Dan Tarwater.

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

(ADOPTED)

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[16900](#)

Fred Arbanas moved the passage of Resolution #16900, awarding a twelve-month term and supply contract for the furnishing of officiating services for the 2009 Adult Soccer Leagues for use by the Parks and Recreation Department to Metropolitan Soccer Referee Association of Kansas City, MO, as a sole source purchase. Seconded by Dan Tarwater.

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

(ADOPTED)

No objection to the consideration of Resolutions #16901 through #16906 - not on printed agenda.

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[16901](#)

Theresa Garza Ruiz moved the passage of Resolution #16901, recognizing the 2009 Annual Salvation Army Volunteer Appreciation Reception, and congratulating the volunteers on their dedicated efforts to meet the changing needs of our world. Seconded by Dan Tarwater.

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

(ADOPTED)

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[16902](#)

Bob Spence moved the passage of Resolution #16902, congratulating Matthew Ellis on his recent designation as a National Merit Scholarship finalist. Seconded by Dennis Waits.

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

(ADOPTED)

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[16903](#)

Bob Spence moved the passage of Resolution #16903, recognizing Andrew Cerra upon his selection as a 2009 Missouri Scholars 100. Seconded by Dan Tarwater.

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

(ADOPTED)

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[16904](#)

Bob Spence moved the passage of Resolution #16904, recognizing Brian Jochems upon his selection as a 2009 Missouri Scholars 100 and congratulating him on his recent designation as a National Merit Scholarship finalist. Seconded by Dan Tarwater.

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

(ADOPTED)

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[16905](#)

Bob Spence moved the passage of Resolution #16905, congratulating Seth Pippin on his recent designation as a National Merit Scholarship finalist. Seconded by Dan Tarwater.

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

(ADOPTED)

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[16906](#)

Bob Spence moved the passage of Resolution #16906, congratulating Joseph Bushur on his recent designation as a National Merit Scholarship finalist. Seconded by Dan Tarwater.

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

(ADOPTED)

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[16907](#)

Authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the City of Kansas City, Missouri, setting forth a process for the allocation of economic activity tax proceeds relating to Tax Increment Financing projects at no cost to the County.

(Inter-Governmental Affairs Committee)

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12 COUNTY EXECUTIVE ORDERS

None.

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13 UNFINISHED BUSINESS

Bob Spence, County Legislator, gave an update on the gun club. He said the County will have a report from them by Friday, May 15, 2009. He asked the administrative staff to distribute the report to all legislators as soon as it is received so they can review it prior to the legislative meeting.

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14 **NEW BUSINESS**

None.

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15 **ADJOURNMENT**

Dan Tarwater moved to adjourn the meeting. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, May 18, 2009 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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