



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, October 26, 2009

2:30 PM

Forty-first 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, Dennis Waits, Dan Tarwater and Bob Spence
Absent: James D. Tindall and Greg Grounds

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 10/19/2009.
Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

Resolutions #17046 and #17048 were adopted at this time. See page 4 for details.

Scott Burnett asked for a moment of silence in remembrance of Jim Glover's wife who died on Saturday from breast cancer.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, asked the County Legislature to schedule a closed session for next Monday, November 2 to discuss a personnel matter.

He said there was a press conference prior to the legislative meeting to announce that Meth Shield is coming to Jackson County at no cost to the citizens. It is a software system that provides real time tracking information to law enforcement of Jackson County to try and combat those who are attempting to purchase chemicals to make methamphetamines.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4157](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

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[4157](#) Fred Arbanas moved to perfect Ordinance #4157. Seconded by Bob Spence.

The motion passed by a voice vote. (PERFECTED)

[4157](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #4157. Seconded by Bob Spence.

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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[4157](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[17042](#) Finance and Audit Committee moved do pass. Consent Agenda.

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[17043](#) Finance and Audit Committee moved do pass. Consent Agenda.

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[17044](#) Dan Tarwater moved to substitute Resolution #17044, transferring \$142,794.98 within the 2009 General Fund and authorizing payment in the amount of \$142,794.98 to cover costs incurred as part of the 2008 Primary and General Elections. Seconded by Dennis Waits.

The motion passed by a voice vote. (APPROVED)

[17044](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Substitute of 10/26/2009. Consent Agenda.

9 CONSENT AGENDA

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[4157](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RE (Residential Estates) a certain 3 ± acre tract.

(ADOPTED)

[17042](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of telecommunications and security supplies for use by various County departments to Graybar Electric Company of Kansas City, MO, under the terms and conditions of U.S. Communities Contract No. MA-IS-42374-9, an existing government contract.

(ADOPTED)

[17043](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of electrical products for use by various County departments to Graybar Electric Company of Kansas City, MO, under the terms and conditions of U.S. Communities Contract No. MA-IS-43272-2, an existing government contract.

(ADOPTED)

[17044](#) A RESOLUTION transferring \$142,794.98 within the 2009 General Fund and authorizing payment in the amount of \$142,794.98 to cover costs incurred as part of the 2008 Primary and General Elections.

(ADOPTED)

To adopt Ordinance 4157. To adopt Resolutions 17042, 17043, 17044.

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

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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4163](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RS (Residential Suburban) a certain 1± acre tract.

(Land Use Committee)

The Land Use Committee will have a public hearing regarding Ordinance #4163 on Friday, November 13, 2009 at 1 P.M. at Fleming Hall.

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[4164](#) Appropriating \$1,130,734.01 from the fund balance of the 2009 Grant Fund in acceptance of the 2009 Justice Assistance Grant (JAG) Recovery Grant from the U. S. Department of Justice.

(Justice and Law Enforcement Committee)

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[4165](#) Appropriating \$1,044,855.00 from the fund balance of the 2009 Grant Fund in acceptance of the 2009 Byrne Justice Assistance Grant (JAG) from the U. S. Department of Justice and authorizing the County Executive to execute an Interlocal Agreement pursuant to the terms of the grant award with the Cities of Kansas City, Blue Springs, Grandview, Independence, Raytown, Lee's Summit, and the Board of Police Commissioners of Kansas City for the County's distribution of the grant award proceeds, at a cost to the County not to exceed \$697,286.00.

(Justice and Law Enforcement Committee)

No objection to the consideration of Ordinance #4166 - not on printed agenda.

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[4166](#) Theresa Garza Ruiz moved to perfect Ordinance #4166. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

[4166](#) Theresa Garza Ruiz moved to suspend the rules to consider final passage of Ordinance #4166. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[4166](#) Theresa Garza Ruiz moved the passage of Ordinance #4166 as perfected, appropriating \$3,040.00 from the fund balance of the 2009 Grant Fund in acceptance of the Missouri Blueprint for Safer Roadways - November 2009 Aggressive Driving Campaign grant awarded by the Missouri Highways and Transportation Commission, and authorizing the County Executive to execute a contract with the Missouri Highways and Transportation Commission for the expenditure of grant funds. Seconded by Dan Tarwater.

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

Absent: 2 - James D. Tindall and Greg Grounds

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[17046](#) Henry C. Rizzo moved the passage of Resolution #17046, recognizing Muna Lee on her accomplishments as a student athlete, and recognizing the Muna Lee Foundation, which will kick off the weekend of October 30, 2009. Seconded by Dan Tarwater.

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

Absent: 2 - James D. Tindall and Greg Grounds

(ADOPTED)

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[17047](#) Authorizing the County Executive to execute agreements with Kansas City Power and Light for lighting modifications at the Jacomo Dry Boat Storage Area and the Fred Arbanas Golf Course.

(Land Use Committee)

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[17048](#) Bob Spence moved the passage of Resolution #17048, congratulating Pycior + Co as the recipient of the 2009 Governor's Community Project of the Year Award given by the Missouri Department of Economic Development. Seconded by Dan Tarwater.

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

Absent: 2 - James D. Tindall and Greg Grounds

(ADOPTED)

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[17049](#) Authorizing the Director of Finance and Purchasing to issue a check in the amount of \$16,000.00 to the Downtown KC Community Improvement District.

(Finance and Audit Committee)

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[17050](#) Transferring \$170,000.00 within the 2009 General Fund to cover the costs of overtime expenses within the Jackson County Department of Corrections.

(Justice and Law Enforcement Committee)

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[17051](#) Authorizing the County Executive to execute the First Amendment to the Cooperative Agreement with the City of Independence, MO, to provide for the construction of an additional 3.5 miles of trail along the Little Blue Trace.

(Land Use Committee)

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[17052](#)

Dennis Waits moved the passage of Resolution #17052, partially rescinding Resolution No. 17008, dated September 14, 2009, withdrawing the award to Avaya Financial Services of Lisle, IL, for financing of the VoIP telephone system, and awarding the financing of the VoIP telephone system to NFS Leasing, Inc., of Chicago, Illinois, at a cost to the County not to exceed \$1,413,579.68, with \$42,668.88 payable for the 2009 fiscal year. Seconded by Dan Tarwater.

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

Absent: 2 - James D. Tindall and Greg Grounds

(ADOPTED)

No objection to the consideration of Resolution #17053 - not on printed agenda.

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[17053](#)

Dan Tarwater moved the passage of Resolution #17053, authorizing the County Executive to execute an Agreement to Extend the Memorandum of Understanding with Local Union No. 42 of the International Association of Fire Fighters through November 30, 2009. Seconded by Dennis Waits.

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

Absent: 2 - James D. Tindall and Greg Grounds

(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, November 2, 2009 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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