



Jackson County Missouri

JOURNAL

Jackson County Courthouse
415 East 12th Street, 2nd floor
Kansas City, Missouri 64106
(816)881-3242

County Legislature

Office of
Mary Jo Spino
Clerk of the County Legislature

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

Monday, April 28, 2014

2:30 PM

Seventeenth Regular Meeting

Eastern Jackson County Courthouse, 308 W. Kansas, Ground Floor, Legislative Chambers

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

1 ROLL CALL

Present 9 - 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.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

A motion was made by Dan Tarwater, seconded by Dennis Waits, to approve the journal of the previous meeting held on April 21, 2014. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Discussion regarding two Tiger grants; one for \$36 million and one for \$20 million for the Rock Island Corridor.

*The following Parks + Rec Volunteers were recognized:
Dave Eichman, Dennis and Laura Browning, Outstanding Service Award
CJ and Melessia O'Neal, Special Population Services
Carole Garrison, Historic Service Award - Missouri Town 1855
Aaron Darrah, Park Operations Service Award*

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[4613](#) A motion was made by Fred Arbanas, seconded by Bob Spence to perfect Ordinance #4613. The motion passed by a voice vote.
(PERFECTED)

[4613](#) A motion was made by Fred Arbanas, seconded by Bob Spence to suspend the rules to consider final passage of Ordinance #4613. The motion passed by a voice vote.
(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4614](#) A motion was made by Fred Arbanas, seconded by Bob Spence, to approve the Land Use Committee Amendment dated April 24, 2014, to insert the phrase, " , and approving the preliminary plat "Johnson Acres, 2nd Plat," creatng a five-lot residential subdivision." after the word "Estates)" in the heading, to insert the sentence. "Section 2. The preliminary plat of "Johnson's Acres, 2nd Plat" creating a five-lot residential subdivision, is hereby approved." after the legal description on page 2. The motion passed by voice vote.

[4614](#) A motion was made by Fred Arbanas, seconded by Bob Spence, to perfect as amended Ordinance #4614. The motion passed by voice vote.
(PERFECTED)

[4614](#) A motion was made by Fred Arbanas, seconded by Bob Spence to suspend the rules to consider final passage of Ordinance #4614. The motion passed by a voice vote.
(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4615](#) A motion was made by Fred Arbanas, seconded by Bob Spence to perfect Ordinance #4615. The motion passed by a voice vote.
(PERFECTED)

[4615](#) A motion was made by Fred Arbanas, seconded by Bob Spence to suspend the rules to consider final passage of Ordinance #4615. The motion passed by a voice vote.
(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4616](#) A motion was made by Fred Arbanas, seconded by Bob Spence to perfect Ordinance #4616. The motion passed by a voice vote.
(PERFECTED)

- [4616](#) A motion was made by Fred Arbanas, seconded by Bob Spence to suspend the rules to consider final passage of Ordinance #4616. The motion passed by a voice vote.
(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

- [4613](#) Consent Agenda.
[4614](#) Consent Agenda.
[4615](#) Consent Agenda.
[4616](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

- [18484](#) Land Use Committee moved to adopt. Consent Agenda.
[18485](#) Finance and Audit Committee moved to adopt. Consent Agenda.
[18486](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.
[18487](#) Public Works Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

- [4613](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 3.00 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).
(ADOPTED)
- [4614](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 9.00 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).
(ADOPTED)
- [4615](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 3.33 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).
(ADOPTED)

[4616](#) AN ORDINANCE granting a conditional use permit (CUP) in District AG (Agricultural) for a period of three years to operate a bed and breakfast inn, subject to specified conditions on a 12 ± acre tract.

(ADOPTED)

[18484](#) A RESOLUTION authorizing the Director of Finance and Purchasing to issue a check in the amount of \$1,480.00 to the Missouri Parks & Recreation Association, for the VisitMissouriTrails.com project.

(ADOPTED)

[18485](#) A RESOLUTION awarding a contract for the furnishing of parts and repair services for fuel dispensing equipment for use by the Parks + Rec Department to Petroleum Equipment of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 34-13, at a cost to the County not to exceed \$10,291.00.

(ADOPTED)

[18486](#) 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 Family Support Division's Fathering Court Project, at a total cost to the County not to exceed \$20,500.00.

(ADOPTED)

[18487](#) A RESOLUTION authorizing the Director of Finance and Purchasing to initiate a debit in the amount of \$378,223.30 for the Woods Chapel Road Improvements, Project No. 2293, from the City of Lee's Summit CURS account, and authorizing a payment in the amount of \$62,756.00 to the City of Lee's Summit from that account, for reimbursement for repairs to Colbern Road.

(ADOPTED)

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz, to approve the Consent Agenda. The motion passed by a roll call vote:

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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[4619](#) Repealing Schedule I to Chapter 2, Jackson County Code, 1984, relating to Jackson County employees not within the Merit System, and enacting, in lieu thereof, one new schedule relating to the same subject
(Assigned to the Finance and Audit Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[18490](#)

A motion was made by Bob Spence, seconded by Theresa Garza Ruiz, to adopt Resolution #18490 awarding a contract on Bid No. PW 01-2014 for the Eastern Jackson County Courthouse Restrooms and Stairs Renovation Project, No. 3178, to The Wilson Group, Inc., of Greenwood, MO, at a cost to the County not to exceed \$494,391.00. The motion passed by a roll call vote:

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

(ADOPTED)

[18491](#)

Authorizing the County Executive to execute a revised Agreement with Garry and Associates of North Kansas City, MO, for the furnishing of broker and consulting services on the County's health, life, and dental insurance, for use County-wide, under the terms and conditions of Request for Proposals No. 11-13

(Assigned to the Finance and Audit Committee.)

No objection to the consideration of Resolution #18492 - not on printed agenda.

[18492](#)

A motion was made by James D. Tindall, seconded by Dan Tarwater, to adopt Resolution #18492 authorizing the Director of Finance and Purchasing on behalf of the County to accept a mine-resistant ambush-protected personnel carrier from the Missouri Department of Public Safety, for use by the Sheriff's Office, at no cost to the County. The motion passed by a roll call vote:

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

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS14-11

I hereby make the following reappointments to the Jackson County Board of Equalization

Marilyn M. Shapiro is reappointed for a new term to expire December 31, 2014.

Garry J. Baker is reappointed for a new term to expire December 31, 2015.

Robert Dwyer Murphy is reappointed for a new term to expire December 31, 2016.

14-12

I hereby make the following appointment and reappointments to the Mid-Continent Library Board of Trustees.

Steve Roling is appointed to fill the vacancy occasioned by the resignation of Paul Thomson for a term to expire June 30, 2015. A copy of Mr. Roling's resume is attached.

Joycelyn Tucker-Burgo is reappointed for a term to expire June 30, 2015.

John W. Laney is reappointed for a term to expire June 30, 2017.

Brent Schondelmeyer is reappointed for a term to expire June 30, 2014. Mr. Schondelmeyer is reappointed as Chair of the Board of Trustees.

[14-13](#)

A. Executive Order #11-21 is hereby rescinded.

B. Pursuant to Section 11 of Article IV of the Jackson County Charter, there are established as members of the staff of the County Executive the following:

Chief Administrative Officer, Division of Internal Services

Chief Operating Officer, Division of Operations and Division of Public Safety

Chief of Intergovernmental Relations and Taxation/Chief of Staff, Division of Intergovernmental Relations and Taxation

Senior Advisor for Policy and Communications

as said positions may be amended, and together with such other staff positions as may be included in the County's annual budget.

Within these divisions are the following departments and offices :

Internal Services (Chief Administrative Officer
Finance and Purchasing
Budget
Human Resources
Information Technology

Liaison to:

Office of Ethics, Human Relations, and Citizen Complaints
(OEHRCC)
OEHRCC Commission

Operations (Chief Operating Officer
Parks and Recreation
Public Works
Planning and Zoning
Environmental Health
Facilities Management

Public Safety (Chief Operating Officer
Corrections
Office of Population Control
County Municipal Court

Liaison to:

Prosecuting Attorney's Office
Sheriff's Office

Circuit Court of Jackson County, Missouri

Intergovernmental Relations and Taxation - Chief of Intergovernmental Relations and Taxation/Chief of Staff

Assessment

Collection

Recorder of Deeds

Economic Development Office

Emergency Management Office

Liaison to:

Jackson County Sports Complex Authority

County Boards and Commissions not otherwise assigned

Coordinator, Regional Rail Initiative

Senior Advisor for Policy and Communications

Communications Office

Public Information Office

Liaison to:

Anti-Drug Sales Tax (COMBAT) Office

Drug Commission

Medical Examiner's Office

Jackson County Health Department

Truman Medical Center

The director of each department shall organize and manage the department, subject to the coordination and supervision of the County Executive and the respective division chief, and shall appoint and assign functions and duties to such other officers, assistants, and employees as may be provided.

Division of Internal Services

The Chief Administrative Officer shall aid the County Executive in the coordination and supervision of the Departments of Finance and Purchasing, Collection, Human Resources, and Information Technology, and the Budget Office. The Chief Administrative Officer shall have such duties as are prescribed by the Constitution, Laws, Charter, and Code for those departments and for the County Treasurer. The Chief Administrative Officer shall monitor County contractual services functions. The Chief Administrative Officer shall have all duties as are delegated by the County Executive and such other duties as may be required of that office by the County Charter and/or Code, including but not limited to, the powers and duties prescribed for the Budget Manager in chapter 7 of the Code; for the Director of Revenue in chapter 8 of the Code; for the Director of Purchasing in chapters 10, 11, and 47 of the Code; for the

Director of Personnel in chapters 7, 9, and 75 of the Code; for the Director of Revenue in chapter 44 of the Code; for the Managers of the Division of Finance and Division of Finance and Operations and Director of the Department of Finance in the Code and Personnel Rules; and for the Manager of the Division of Administration in chapter 16 of the Code. The Chief Administrative Officer shall also have any other duties required of county officers appointed by the County Executive, with the exception of the County Counselor and Medical Examiner, not expressly assigned under this Executive Order.

The Director of Finance and Purchasing shall administer the Department of Finance and Purchasing, which shall include County accounting functions. The Director shall act as purchasing agent and shall have such duties as are delegated to that office by the County Executive and the Chief Administrative Officer and such other duties required of that office by the Code.

The Budget Officer shall serve under the direction of the Director of Finance and Purchasing in the preparation and administration of the budget. The Budget Officer shall administer the Budget Office and shall have such other duties as are delegated to that office by the County Executive and the Chief Administrative Officer and such other duties required of that office by the Code.

The Director of Human Resources shall administer the Human Resources Department and the merit system. The Director shall certify all additions, deletions, and changes in the payrolls of merit system employees and shall have such duties as are delegated to that office by the County Executive and the Chief Administrative Officer and such other duties required of that office by the Code.

The Director of Information Technology shall administer management information systems, which shall be responsible for coordinating, operating, and directing all of the County's computer functions. The Director shall also be responsible for coordinating and supervising a variety of geographic information systems (GIS) data modeling, conversion, maintenance, quality assurance, documentation, and dissemination activities within the County and promote the use of GIS to other agencies and units of government. The Director shall have such duties as are delegated to that office by the County Executive and the Chief Administrative Officer, and other such duties required of that office by the Code.

The Chief Administrative Officer shall have the additional duties of coordinating the functions of the Office of Ethics, Human Relations, and Citizen Complaints (OEHRCC) and the OEHRCC Commission.

Division of Operations

The Chief Operating Officer shall aid the County Executive in the coordination and supervision of the Departments of Parks and Recreation and Public Works. The Chief Operating Officer shall have all duties prescribed in the Constitution, Laws, Charter and Code for those departments and for the County Highway Engineer and County Surveyor. The Chief Operating Officer shall have all duties as are delegated to that office by the County Executive and such other duties as may be required of that office by the County Code, including, but not limited to, the powers and duties prescribed for the Director of the Health Department in chapters 40, 44, 45, and 46 of the Code; for the Director of Public Works in chapters 10, 25, 28, 31, 32, 43, 52, 53, 81, 85, and 240 of the Code; for the Director of Planning and Zoning in chapters 32 and 81 of the Code; for the Director of the Solid Waste Management Program in chapter 30 of the Code; for the Director of Parks and Recreation in chapter 50 of the Code; for the Manager of the Division of Operations in chapter 16 of the Code; and for the Manager of the Division of Administration in chapter 81 of the Code.

The Director of Parks and Recreation shall administer all County parks, lakes, marinas, and recreational facilities and programs and shall have such duties as are delegated to that office by the County Executive and the Chief Operating Officer and such other duties required of that office by the Code.

The Director of Public Works shall administer all County roads, highways, streets, sewers, bridges, and dams. The Director shall be responsible for the implementation, execution, and enforcement of the County's zoning code provisions and the plan for the development of the County. The Director shall have responsibility for the implementation, execution, and enforcement of building construction code provisions for the County. The Director shall have responsibility for the County's environmental health program. The Director shall direct the operation of all County buildings and grounds, with the exception of those in the County park system and Office of the Sheriff, and shall have such duties as are delegated to that office by the County Executive and the Chief Operating Officer and such other duties required of that office by the Code.

Division of Public Safety

The Chief Operating Officer shall aid the County Executive in the coordination and supervision of the Department of Corrections and the administration of the County Municipal Court. The Chief Operating Officer shall have all duties prescribed in the Constitution, Laws, Charter, and Code, for those departments and functions and such other duties as

may be required of that office by the County Executive, including, but not limited to, the powers and duties prescribed for the Director of Corrections in chapter 80 of the Code; and for the County Municipal Court Administrator in chapter 18 of the Code.

The Director of Corrections shall administer the County detention center and other correctional institutions and shall have such duties as are delegated to that office by the County Executive and the Chief Operating Officer and such other duties required of that office by the Code. The Director of Corrections shall also be responsible for the Office of Population Control.

The County Municipal Court Administrator of the Jackson County Municipal Court shall administer the operations of the Court and ensure compliance with all applicable provisions of the Laws and County Code. The County Municipal Court Administrator shall provide support services for judicial officers appointed to preside over the County Municipal Court and the lawyers assigned by the County Counselor to prosecute offenses before the Court, and the County Executive or the Executive(s) designee regarding the operations and administration of the County Municipal Court and its budget.

The Chief Operating Officer shall also serve as the administration's liaison to the Offices of the Sheriff and Prosecuting Attorney, and to the Circuit Court of Jackson County, Missouri.

Division of Intergovernmental Relations and Taxation

The Chief of Intergovernmental Relations and Taxation/Chief of Staff shall aid the County Executive in the coordination and supervision of the Departments of Assessment, Collection, and Recorder of Deeds, and the Offices of Economic Development and Emergency Preparedness. The Chief shall have such duties as are prescribed by the Constitution, Laws, Charter, and Code for those departments and for the County Collector, County Assessor, County Recorder of Deeds, and Office of Economic Development. The Chief shall have the powers and duties prescribed for the Director of Assessment in chapter 20 of the Code; for the Collecting Authority in chapter 21 of the Code; for the Director of Revenue and Administration in chapter 41 of the Code; for the Director of Revenue in chapter 91 of the Code; for the Manager of the Division of Revenue in chapter 91 of the Code; for the Office of Economic Development and Planning in chapter 81 of the Code; for the Director of Records in chapters 81 and 90 of the Code; and such other duties as are delegated to that office by the County Executive.

The Director of Assessment shall administer the Department of Assessment and shall have such duties as are delegated to that office by

the County Executive and the Chief of Intergovernmental Relations and Taxation and such other duties required of that office by the Code.

The Director of Collection shall administer the Department of Collection. The Collector shall have such duties as are delegated to that office by the County Executive and the Chief of Intergovernmental Relations and Taxation and such other duties required of that office by the Code.

The Recorder of Deeds shall have the duty of recording, reproducing, copying, storing, and indexing deeds, instruments, conveyances, and other documents required by the Laws or the Code to be kept and shall administer the Department of the Recorder of Deeds. The Recorder shall have such duties delegated to that office by the County Executive and the Chief of Intergovernmental Relation and Taxation and such other duties required of that office by the Code.

The Director of Emergency Management and Safety shall administer the Office of Emergency Management and Homeland Security. The Director shall be responsible for preparing, planning, and recovery of emergency situations and homeland security initiatives within the County. The Director shall prepare for potential disasters that are either man-made or are caused by nature. The Director shall prepare appropriate emergency management plans, train the various County agencies, and support response activities with other local jurisdictions, County agencies, the State of Missouri Emergency Management Agency, and Federal personnel, to ensure that the lives of the citizens of the County and their property are protected. The Director is responsible for developing an Emergency Operations Plan for annual state certification and for operating a functional Emergency Operations Center that is on-call 24 hours a day, 365 days a year.

The Chief of Intergovernmental Relations and Taxation shall serve as the County Executive's Chief of Staff. The Chief of Intergovernmental Relations and Taxation shall serve as the administration's liaison to the Jackson County Sports Complex Authority, and to County boards and commissions not otherwise assigned in this Executive Order. The Chief of Intergovernmental Relations and Taxation shall also have responsibility for developing and coordinating the County's public mass transit policy, to include the Regional Rail Initiative.

The Senior Advisor for Policy and Communications shall be responsible for all County public information and communications functions and shall serve as appointing authority for the staff of the County Executive assigned to these functions. The Senior Advisor for Policy and Communications shall serve as the administration's liaison to the

Office of the Medical Examiner, Truman Medical Center, Jackson County Health Department, the County's Anti-Drug Sales Tax (COMBAT) staff, and Drug Commission, and shall have such duties as are delegated to that office by the County Executive and such other duties required of that office by the Code.

The County Counselor shall serve as the administration's liaison to the Office of the Public Administrator.

[14-14](#)

I hereby appoint Q. Troy Thomas as Acting Chief Administrative Officer to serve until the appointment of a permanent Chief Administrative Officer, effective April 28, 2014. Mr. Thomas shall continue to serve as Director of Finance and Purchasing.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

A motion was made by Dan Tarwater, seconded by Theresa Garza Ruiz, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until Monday, May 5, 2014 at 2:30 P.M. in the Kansas City Legislative Assembly Area.