



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

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

Monday, September 26, 2011

1:30 PM

Thirty-Seventh Regular Meeting

Sibley Orchards, 3717 N. Buckner-Tarsney Road, Sibley, MO

Dennis Waits, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Crystal Williams, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater
and Greg Grounds
Absent: Theresa Garza Ruiz, Scott Burnett 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 9/19/2011.
Seconded by Greg Grounds.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

The County Legislature held a public hearing regarding the property tax rates of Jackson County, Missouri, Board of Services for the Developmentally Disabled (Sheltered Workshop), the Community Mental Health Fund and the Merchants and Manufacturers' Inventory Replacement. (Ordinances #4353 - #4356)

Dennis Waits opened the public hearing.

Bruce Eddy, Executive Director of the Jackson County Community Mental Health Fund, said each year he comes before the County Legislature to talk about the important role the Community Mental Health Fund plays in the well being of Jackson County citizens. Like the County Legislature, the Mental Health Fund is accountable to our taxpayers. Mr. Eddy explained that they audit each of their contracts and adhere to high standards for licensing and outcome. Mental health levy funds are not an entitlement but instead they are earbed based on performance. He thanked the County Executive and Legislature because they understand and are very supportive.

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Mary Ellen Shade, President and CEO of Gillis Center, the oldest child and family serving organization in Kansas City, spoke on behalf of the 35 organizations that receive mental health levy funds. She wanted the County Legislature to know how important the funds are and how much they are appreciated.

Ordinances #4353 - #4356 were adopted at this time. See pages 3 and 4 for details.

Since no one else was present to speak, the public hearing was closed.

Dennis Waits thanked Pat Farrell of Sibley Orchards for hosting the County Legislative meeting.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Calvin Williford, Chief of Intergovernmental Operations and Communications, said with regards to the Alternatives Analysis Process for Regional Rapid Rail there will be a public hearing on Tuesday, September 27, 2011 at the Independence Regional Innovation Center; 4:30 - 5:30 P.M. there will be a presentation and public comment will be taken until 7 P.M.

On Wednesday, September 28, 2011 there will be public hearing at the Mid-Continent Library in Raytown, Missouri from 9 A.M. until 7 P.M. On Thursday, September 29, 2011 there will be a public hearing at the Union Station in Kansas City, Missouri from 9 A.M. until 7 P.M. On both Wednesday and Thursday, formal presentations will be made from 5 P.M. until 7 P.M.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4339](#)

Finance and Audit Committee moved to perfect.

Greg Grounds objects to the Consent Agenda.

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[4339](#)

Greg Grounds moved to perfect the Finance and Audit Committee Substitute of 9/19/2011. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

[4339](#)

Greg Grounds moved to suspend the rules to consider final passage of Ordinance #4339. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[4351](#)

Anti-Drug Committee moved to perfect.

Dan Tarwater objects to the Consent Agenda.

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- [4351](#) Dan Tarwater moved to perfect Ordinance #4351. Seconded by Greg Grounds.
The motion passed by a voice vote. (PERFECTED)
- [4351](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #4351. Seconded by Greg Grounds.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [4352](#) Legislature As A Whole moved to perfect.
Greg Grounds objects to the Consent Agenda.
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- [4352](#) Greg Grounds moved to perfect Ordinance #4352. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
Discussion.
- [4352](#) Greg Grounds moved to suspend the rules to consider final passage of Ordinance #4352. Seconded by Crystal Williams.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [4353](#) Fred Arbanas moved to perfect Ordinance #4353. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
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- [4353](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #4353. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
- [4353](#) Fred Arbanas moved the passage of Ordinance #4353 as perfected, setting the 2011 Jackson County, Missouri, tax levy. Seconded by Dan Tarwater.
Yes: 6 - Crystal Williams, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Greg Grounds
Absent: 3 - Theresa Garza Ruiz, Scott Burnett and Bob Spence
(ADOPTED)
- [4354](#) Dan Tarwater moved to perfect Ordinance #4354. Seconded by Fred Arbanas.
The motion passed by a voice vote. (PERFECTED)
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- [4354](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #4354. Seconded by Fred Arbanas.
The motion passed by a voice vote. (APPROVED)
- [4354](#) Dan Tarwater moved the passage of Ordinance #4354 as perfected, setting the 2011 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy. Seconded by Fred Arbanas.
Yes: 6 - Crystal Williams, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Greg Grounds
Absent: 3 - Theresa Garza Ruiz, Scott Burnett and Bob Spence
(ADOPTED)
- [4355](#) Fred Arbanas moved to perfect Ordinance #4355. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
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- [4355](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #4355. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
- [4355](#) Fred Arbanas moved the passage of Ordinance #4355 as perfected, setting the 2011 Jackson County Community Mental Health Fund Levy. Seconded by Dan Tarwater.
Yes: 6 - Crystal Williams, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Greg Grounds
Absent: 3 - Theresa Garza Ruiz, Scott Burnett and Bob Spence
(ADOPTED)
- [4356](#) Dan Tarwater moved to perfect Ordinance #4356. Seconded by Greg Grounds.
The motion passed by a voice vote. (PERFECTED)
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- [4356](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #4356. Seconded by Fred Arbanas.
The motion passed by a voice vote. (APPROVED)

[4356](#)

Dan Tarwater moved the passage of Ordinance #4356 as perfected, setting the 2011 merchants and manufacturers' inventory replacement tax levy. Seconded by Fred Arbanas.

Yes: 6 - Crystal Williams, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Greg Grounds

Absent: 3 - Theresa Garza Ruiz, Scott Burnett and Bob Spence

(ADOPTED)

Dennis Waits explained that the 2011 Jackson County, Missouri tax rates are being reduced in the general fund, health fund, park fund and special road and bridge fund as a reflection of a decrease in the actual sales tax revenues during 2010. The rate has been reduced by 2.43%.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4339](#)

Consent Agenda.

[4351](#)

Consent Agenda.

[4352](#)

Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

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[17670](#)

A RESOLUTION awarding a thirty-six month term and supply contract for the furnishing of data network services for use countywide, to Sure West of Lenexa, KS, under the terms and conditions of Request for Proposals No. 35-11.

(Finance and Audit Committee - 2nd. Meeting)

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[17677](#)

A RESOLUTION awarding a contract on Bid No. PW 09-2011 for the MyARTS Renovation Project, No. 3141, to R.L. Phillips Construction, Inc., of Raymore, MO, at an actual cost to the County not to exceed \$739,190.00, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(Anti-Drug Committee - 1st. Meeting)

This legislation will be discussed next week.

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9 CONSENT AGENDA

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[4339](#) AN ORDINANCE repealing schedule II to chapter 2, Jackson County Code, 1984, relating to the salaries of County employees not within the merit system, and enacting one new schedule relating to the same subject.

(ADOPTED)

[4351](#) AN ORDINANCE transferring \$24,492.00 within and appropriating \$244,922.00 from the fund balance of the 2011 Anti-Drug Sales Tax Fund in acceptance of the "Sentenced to the Arts Grant" from the Missouri Department of Public Safety, and authorizing the County Executive to execute Cooperative Agreements with Arts Tech of Kansas City, MO, Deana Bellamaganya of Kansas City, MO, and Jennifer Osborne of Kansas City, MO, for the Prosecuting Attorney's Office's Sentenced to the Arts program, at an aggregate cost to the County not to exceed \$244,922.00.

(ADOPTED)

[4352](#) AN ORDINANCE renewing the tax of 4.25% of the tariff rate for each local telephone access line, not to exceed 100 lines per person or per location, for emergency telephone service utilizing a single three-digit number "911."

(ADOPTED)

To adopt Ordinances 4339, 4351, 4352.

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

Yes: 6 - Crystal Williams, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Greg Grounds

Absent: 3 - Theresa Garza Ruiz, Scott Burnett and Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4357](#) Repealing section 1142., Jackson County Code, 1984, relating to the disposition of county-owned firearms, and enacting, in lieu thereof, on new section relating to the same subject.

(Justice and Law Enforcement Committee)

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[4358](#) Repealing sections 7900., 7901., 7902., 7903., Jackson County Code, 1984, relating to Tax Increment Financing and enacting, in lieu thereof, eleven new sections relating to the same subject.

(Finance and Audit Committee)

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[17683](#)

Awarding a twelve month term and supply contract for the furnishing of factory parts and services for Hypac, Beuthling, Duramaxx, Etnyre, and Ingersoll equipment for use by the Public Works Department to G.W. Van Keppel Co., Inc., of Kansas City, KS, as a sole source purchase.

(Public Works Committee)

No objection to the consideration of Resolution #17684 - not on printed agenda.

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[17684](#)

Greg Grounds moved the passage of Resolution #17684, transferring \$33,500.00 within the 2011 General Fund, \$18,500.00 within the 2011 Park Fund, and \$19,414.00 within the Special Road and Bridge Fund and awarding a contract for the furnishing of Legal Files Case and Matter Management System for use by the Office of the County Counselor to Legal Files Software of Springfield, Illinois, at a cost to the County not to exceed \$67,914.00, as a sole source purchase. Seconded by Dan Tarwater.

Yes: 6 - Crystal Williams, Fred Arbanas, James D. Tindall, Dennis Waits, Dan Tarwater and Greg Grounds

Absent: 3 - Theresa Garza Ruiz, Scott Burnett 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

Dennis Waits thanked everyone for coming to the meeting in Sibley.

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15 **ADJOURNMENT**

Dan Tarwater moved to adjourn the meeting. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, October 3, 2011 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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