



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

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

Monday, September 13, 2010

2:30 PM

Thirty-fifth Regular Meeting

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

Henry C. Rizzo, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

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

2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on 8/30/2010.
Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

None.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, said the golf tournament last week raised \$18,000.00 for Operation Breakthrough.

Scott Burnett, County Legislator, said there will be a bus tour tomorrow from Operation Breakthrough to show where their clients live. The tour will last approximately 1 1/2 hours and will begin at 4:45 P.M. He encouraged others to attend.

Bob Spence, County Legislator, said he would like a presentation on mass transit.

Mike Sanders asked if the County Legislature would like the 20 minute presentation during the legislative meeting.

The County Legislature agreed to have it during their regular meeting.

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Scott Burnett, County Legislator, asked about Jackson County's revenue.

Mike Sanders responded that it is basically flat but he would like Fred Siems, Chief Administrative Officer, to explain it but he is off sick. They will schedule him to speak at a future legislative meeting regarding revenue projections.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4231](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 27 ± acre lot from District A (Agricultural) to District RR (Residential Ranchette) for a three-lot residential subdivision, "Spencer Acres."

(Land Use Committee - 1st. Perfection)

Dennis Waits moved to waive the reading of Ordinance #4232. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

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[4232](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR-p (Residential Ranchette - Planned Development) a certain 197 ± acre tract, and approving the preliminary plat "Bountiful," creating a forty-three (43) lot residential subdivision subject to conditions.

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing on Friday, September 17, 2010 at 1:00 P.M. at Fleming Hall regarding Ordinances #4231 and #4232.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4228](#) Consent Agenda.

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8 RESOLUTIONS IN COMMITTEE

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[17352](#) A RESOLUTION authorizing payment of \$770,000.00 from the City of Kansas City CURS account to the City of Kansas City for expenditures made on its Asphalt Overlay Program for various roads in Kansas City.

(Public Works Committee - 2nd. Meeting)

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[17360](#) Finance and Audit Committee moved do pass. Consent Agenda.

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[17362](#) Justice and Law Enforcement Committee moved do pass. Consent Agenda.

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[17363](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the City of Independence, Missouri, for the purpose of transferring the control, ownership, operation, and maintenance of Jackson County Sewer Districts Nos. 93, 94, 95, 101 and extensions.

(Public Works Committee - 1st. Meeting)

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9 CONSENT AGENDA

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[4228](#)

AN ORDINANCE repealing section 540., Jackson County Code, 1984, relating to the property tax levy and enacting, in lieu thereof, one new section relating to the same subject.

(ADOPTED)

[17360](#)

A RESOLUTION authorizing the Director of Finance and Purchasing to execute a two-month extension of the County's contract with Mangrove Software, of Tampa, FL, to provide maintenance of software for use by the Information Technology Department, as a sole source purchase, at a cost to the County not to exceed \$6,934.60.

(ADOPTED)

[17362](#)

A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of laser radio terminals, accessories, maintenance and repair for use by the Department of Corrections to Datacapture Technologies, dba DCT Solutions Group, of Kansas City, MO, as a sole source purchase.

(ADOPTED)

To adopt Ordinance 4228. To adopt Resolutions 17360, 17362.

Dennis Waits moved the passage of the consent agenda. Seconded by James D. Tindall. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence

Absent: 1 - Dan Tarwater

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4235](#)

James D. Tindall moved to perfect Ordinance #4235. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(PERFECTED)

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[4235](#)

James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4235. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

[4235](#) James D. Tindall moved the passage of Ordinance #4235 as perfected, appropriating \$2,000.00 from the undesignated fund balance of the 2010 Grant Fund and authorizing the County Executive to execute an agreement with the Missouri Safety Center in acceptance of the Jackson County Sheriff's Office Child Passenger Safety Enforcement grant. Seconded by Dennis Waits.

Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 1 - Dan Tarwater

(ADOPTED)

[4236](#) Transferring \$203,963.84 within and appropriating \$452,346.30 from the fund balance of the 2010 Anti-Drug Sales Tax Fund in acceptance of the Drug Abatement Response Team (DART) grant for the Prosecuting Attorney's Office awarded by the Missouri Department of Public Safety, and authorizing the County Executive to execute a Memorandum of Understanding with the City of Kansas City, MO, the Kansas City Missouri Fire Department, and the Kansas City Board of Police Commissioners relating to the DART program, at a cost to the County not to exceed \$91,000.00.

(Justice and Law Enforcement Committee)

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[4237](#) Transferring \$60,600.63 within and appropriating \$129,283.35 from the fund balance of the 2010 Anti-Drug Sales Tax Fund in acceptance of a grant received by the Prosecuting Attorney's Office from the Missouri Department of Public Safety.

(Justice and Law Enforcement Committee)

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[4238](#) James D. Tindall moved to perfect Ordinance #4238. Seconded by Dennis Waits.

The motion passed by a voice vote.

(PERFECTED)

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[4238](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4238. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

[4238](#) James D. Tindall moved the passage of Ordinance #4238 as perfected, appropriating \$23,000.00 from the fund balance of the 2010 Grant Fund in acceptance of the Sheriff's Office "Sobriety Checkpoint" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds. Seconded by Dennis Waits.

Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 1 - Dan Tarwater

(ADOPTED)

- [4239](#) James D. Tindall moved to perfect Ordinance #4239. Seconded by Theresa Garza Ruiz.
The motion passed by a voice vote. (PERFECTED)
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- [4239](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4239. Seconded by Theresa Garza Ruiz.
The motion passed by a voice vote. (APPROVED)
- [4239](#) James D. Tindall moved the passage of Ordinance #4239 as perfected, appropriating \$20,000.00 from the fund balance of the 2010 Grant Fund in acceptance of the Sheriff's Office "Hazardous Moving Violation" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of grant funds. Seconded by Theresa Garza Ruiz.
Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 1 - Dan Tarwater
(ADOPTED)
- [4240](#) James D. Tindall moved to perfect Ordinance #4240. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)
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- [4240](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4240. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
- [4240](#) James D. Tindall moved the passage of Ordinance #4240 as perfected, appropriating \$20,000.00 from the fund balance of the 2010 Grant Fund in acceptance of the Sheriff's Office "DWI Overtime Enforcement" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds. Seconded by Dennis Waits.
Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 1 - Dan Tarwater
(ADOPTED)
- [4241](#) James D. Tindall moved to perfect Ordinance #4241. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)
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- [4241](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4241. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
- [4241](#) James D. Tindall moved the passage of Ordinance #4241 as perfected, appropriating \$11,970.00 from the fund balance of the 2010 Grant Fund in acceptance of the Sheriff's Office "Youth Alcohol Enforcement" grant, awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds. Seconded by Fred Arbanas.
Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 1 - Dan Tarwater
(ADOPTED)
- [4242](#) James D. Tindall moved to perfect Ordinance #4242. Seconded by Theresa Garza Ruiz.
The motion passed by a voice vote. (PERFECTED)
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- [4242](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4242. Seconded by Theresa Garza Ruiz.
The motion passed by a voice vote. (APPROVED)
- [4242](#) James D. Tindall moved the passage of Ordinance #4242 as perfected, appropriating \$14,000.00 from the fund balance of the 2010 Grant Fund in acceptance of the Sheriff's Office "DWI Multiple Offender Enforcement" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds. Seconded by Theresa Garza Ruiz.
Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 1 - Dan Tarwater
(ADOPTED)
- [4243](#) James D. Tindall moved to perfect Ordinance #4243. Seconded by Fred Arbanas.
The motion passed by a voice vote. (PERFECTED)
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- [4243](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4243. Seconded by Fred Arbanas.
The motion passed by a voice vote. (APPROVED)

[4243](#)

James D. Tindall moved the passage of Ordinance #4243 as perfected, appropriating \$25,000.00 from the fund balance of the 2010 Grant Fund in acceptance of the Jackson County Sheriff's Office "Safe Routes to School Enforcement" grant awarded by the Missouri Highway and Transportation Commission, and authorizing the County Executive to execute an Agreement regarding said grant. Seconded by Dennis Waits.

Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 1 - Dan Tarwater

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE[Play Video](#)[17364](#)

Dennis Waits moved the passage of Resolution #17364, authorizing the Jackson County Legislature to hold a closed meeting on Monday, September 13, 2010, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(1) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. Seconded by Scott Burnett.

Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 1 - Dan Tarwater

(ADOPTED)

[Play Video](#)[17365](#)

Awarding a six (6) month term and supply contract with two (2) twelve (12) month extension options 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 an existing government contract.

(Finance and Audit Committee)

[Play Video](#)[17366](#)

Bob Spence moved the passage of Resolution #17366, authorizing the payment of \$156,119.83 to the City of Blue Springs, Missouri, from the City of Blue Springs CURS account to assist the City with the cost of improvements to Woods Chapel Road. Seconded by Dennis Waits.

Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Greg Grounds and Bob Spence
Absent: 1 - Dan Tarwater

(ADOPTED)

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[17367](#) Awarding a twelve-month term and supply contract, with three twelve-month extension options, for the furnishing of property casualty insurance for use countywide to Lockton Companies, LLC., of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 32-10.

(Finance and Audit Committee)

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[17368](#) Transferring \$20,000.00 within the 2010 Anti-Drug Sales Tax Fund for anti-drug prevention programs and services to be provided by the Family Court.

(Anti-Drug Committee)

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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.

The County Legislature went into closed session.

The County Legislature reconvened.

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15 ADJOURNMENT

Bob Spence moved to adjourn the meeting. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, September 20, 2010, at 2:30 P.M. at Swope Health Services, 3801 Blue Parkway, Kansas City, MO - Activity Room in Building C.

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