



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

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

Monday, January 9, 2012

2:30 PM

Second Regular Meeting

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

Dan Tarwater, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

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

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 1/3/2012.
Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

Mike Sanders, County Executive, discussed the economic development website. Scott Wagner, City Councilman (Kansas City, MO) and Michael Duffy, Supervising Attorney with Legal Aide were also present to speak about this issue.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders presented the October 2011 Employee of the Month Award to Stephen Becker, Heavy Equipment Operator in the Public Works Department. He developed a method of mobile sandbagging.

Bob Spence presented a 30 year service pin to John Merkle, Highway Maintenance Supervisor in the Public Works Department.

Resolution #17761 was taken up at this time. See page 3 for details.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4378](#) Land Use Committee moved to perfect. Consent Agenda.

This ordinance was perfected as amended and corrected.

[4379](#) AN ORDINANCE vacating a portion of Old Lexington Road due to the proposed closing of an at-grade crossing by the Union Pacific Railroad.

(Land Use Committee - 1st. Perfection)

Fred Arbanas moved to waive the reading of Ordinances #4380, #4381, #4382 and #4383. Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

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[4380](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 21 ± acres tract from District A (Agricultural) to District RR (Residential Ranchette).

(Land Use Committee - 1st. Perfection)

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[4381](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 10 ± acres tract from District A (Agricultural) to District RR (Residential Ranchette).

(Land Use Committee - 1st. Perfection)

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[4382](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 2.73 ± acres tract from District A (Agricultural) to District LI (Light Industrial).

(Land Use Committee - 1st. Perfection)

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[4383](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 2.89 ± acres tract from District A (Agricultural) to District RE (Residential Estates).

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #4379, #4380, #4381, #4382 and #4383 on Friday, January 27, 2012 at 1 P.M. at Fleming Hall.

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[4384](#) Public Works Committee moved to perfect. Consent Agenda.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

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8 RESOLUTIONS IN COMMITTEE

There will be a public hearing regarding Resolution #17746 on Tuesday, January 17, 2012 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

Dennis Waits, County Legislator, asked Stephen Nixon, County Counselor, for an opinion regarding Resolution #17746.

Stephen Nixon agreed to provide an opinion but informed the County Legislature that he would need two weeks because of his work load.

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[17746](#) Scott Burnett moved to reassign Resolution #17746 to the Legislature As A Whole, directing the Clerk of the County Legislature to establish, pursuant to section 115.395 (2), RSMo, a system of filing by candidates for County office whereunder the names of the candidates who filed for office on the first day of filing appear on the ballot in an order determined by random drawing. Seconded by Greg Grounds.

The motion passed by a voice vote.

(APPROVED)

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[17761](#) A RESOLUTION appointing _____ to the Kansas City Zoological District Commission.

(Legislature As A Whole - 2nd. Meeting)

The County Legislature interviewed Carol Hallquist, Vice President of Hallmark Corporate Foundation and Chuck Caisley, Vice President, Marketing and Public Affairs, KCPL, nominees to the Kansas City Zoological District Commission.

The Legislature will interview one more nominee on January 17, 2012 and will vote on Resolution #17761 on Monday, January 23, 2012.

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9 CONSENT AGENDA

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[4378](#) AN ORDINANCE amending subsection 24002.2 and repealing subsections 24004.8 and 24004.9, Jackson County Code, 1984, relating to land use in the unincorporated County, and enacting, in lieu thereof, three new subsections relating to the same subject, with a transition provision.

(PERFECTED)

[4384](#) AN ORDINANCE enacting section 5292., Jackson County Code, 1984, relating to road and street names.

(PERFECTED)

To perfect Ordinances 4378, 4384.

Crystal Williams moved the passage of the consent agenda. Seconded by Scott Burnett. The motion passed by a roll call vote:

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - James D. Tindall

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

Dennis Waits moved to excuse James D. Tindall. Seconded by Theresa Garza Ruiz.

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[4385](#) Repealing section 7046. and Schedule II to chapter 70, Jackson County Code, 1984, relating to fees collected by the Sheriff's Office and the use thereof, and enacting, in lieu thereof, one new section and one new schedule relating to the same subject.

(Justice and Law Enforcement Committee)

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[4386](#) Theresa Garza Ruiz moved to perfect Ordinance #4386. Seconded by Scott Burnett.

The motion passed by a voice vote.

(PERFECTED)

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[4386](#) Theresa Garza Ruiz moved to suspend the rules to consider final passage of Ordinance #4386. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

[4386](#)

Theresa Garza Ruiz moved the passage of Ordinance #4386 as perfected, appropriating \$15,000.00 from and transferring \$3,750.00 within the fund balance of the 2012 Grant Fund in acceptance of the Mid America Regional Council's Solid Waste Management District grant, and authorizing the County Executive to execute a contract with MARC for the expenditure of grant funds. Seconded by Scott Burnett.

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Scott Burnett

Excused: 1 - James D. Tindall

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[17766](#)

Theresa Garza Ruiz moved the passage of Resolution #17766, authorizing the County Executive to execute an Intergovernmental Agreement with the Mid-America Regional Council (MARC) Solid Waste Management District, to provide access to the Regional Household Hazardous Waste Centers for the residents of the unincorporated county, at a cost to the County not to exceed \$23,244.00. Seconded by Dennis Waits.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Excused: 1 - James D. Tindall

(ADOPTED)

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[17767](#)

Theresa Garza Ruiz moved the passage of Resolution #17767, authorizing the County Executive to execute Cooperative Agreements with the Mid-America Regional Council for various public purposes funded by the County's Health Fund, at an aggregate cost to the County not to exceed \$129,431.00. Seconded by Crystal Williams.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Excused: 1 - James D. Tindall

(ADOPTED)

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[17768](#)

Awarding a twelve-month term and supply contract for the furnishing of soft drinks for resale by the Parks and Recreation Department at its concessions operations to Coca-Cola Bottling Company of Lenexa, KS, as a proprietary purchase.

(Land Use Committee)

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[17769](#) Authorizing the County Executive to execute Cooperative Agreements with certain outside agencies funded by the County's Park Fund, for various parks and recreation public purposes, at an aggregate cost to the County not to exceed \$102,237.00.

(Land Use Committee)

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[17770](#) Theresa Garza Ruiz moved the passage of Resolution #17770, authorizing the County Executive to execute a Cooperative Agreement with Union Station, Inc., to provide funding for indigent children to participate in its programs, at a cost to the County not to exceed \$48,010.00. Seconded by Scott Burnett.

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater and Greg Grounds

No: 1 - Bob Spence

Excused: 1 - James D. Tindall

(ADOPTED)

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[17771](#) Bob Spence moved the passage of Resolution #17771, authorizing the County Executive to execute a Cooperative Agreement with the Soil and Water Conservation District of Jackson County to provide education and information on soil and water conservation at a cost to the County not to exceed \$16,940.00. Seconded by Scott Burnett.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Excused: 1 - James D. Tindall

(ADOPTED)

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[17772](#) Awarding twelve-month term and supply contracts for the furnishing of beer for resale by the Parks and Recreation Department to County Beverage Company of Lee's Summit, MO, and Central States Beverage Company of Kansas City, MO, as proprietary purchases.

(Land Use Committee)

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[17773](#) Awarding a twelve-month term and supply contract for the furnishing of softball umpire services for use by the Parks and Recreation Department to Eastern Jackson County USSSA Umpire Association of Independence, MO, as a sole source purchase.

(Land Use Committee)

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[17774](#)

Crystal Williams moved the passage of Resolution #17774, authorizing the County Executive to execute an addendum to the contract with Lamar Outdoor Advertising of Kansas City, MO, for modifications to the vinyl billboard advertising for use by COMBAT, at an additional cost to the County not to exceed \$800.00. Seconded by Theresa Garza Ruiz.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence
Excused: 1 - James D. Tindall

(ADOPTED)

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Dennis Waits moved the passage of Resolution #17775, authorizing the County Executive to execute an addendum to the Cooperative Agreement with United Inner City Services to provide funding in the areas of emergency assistance, youth services, and day camp, at a cost to the County not to exceed \$218,000.00. Seconded by Scott Burnett.

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater and Greg Grounds
No: 1 - Bob Spence
Excused: 1 - James D. Tindall

(ADOPTED)

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Bob Spence moved the passage of Resolution #17776, authorizing the County Executive to execute a Cooperative Agreement with the University of Missouri Extension Council of Jackson County to assist in providing various costs to support extension staff in programs and services for citizens of Jackson County, at a cost to the County not to exceed \$215,980.00. Seconded by Fred Arbanas.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence
Excused: 1 - James D. Tindall

(ADOPTED)

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Theresa Garza Ruiz moved the passage of Resolution #17777, authorizing the County Executive to execute agreements with the Mid-America Regional Council to subcontract with certain outside agencies, for various public health purposes, at an aggregate cost to the County not to exceed \$192,000.00. Seconded by Crystal Williams.

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence
Excused: 1 - James D. Tindall

(ADOPTED)

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[17778](#)

Theresa Garza Ruiz moved the passage of Resolution #17778, authorizing the County Executive to execute Cooperative Agreements with certain outside agencies funded by the County's Health Fund, for various public health purposes, at an aggregate cost to the County not to exceed \$1,888,696.00. Seconded by Crystal Williams.

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater and Greg Grounds

No: 1 - Bob Spence

Excused: 1 - James D. Tindall

(ADOPTED)

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[17779](#)

Theresa Garza Ruiz moved the passage of Resolution #17779, transferring \$30,000.00 within the 2012 Health Fund and authorizing the County Executive to execute a Cooperative Agreement with NorthWest Communities Development Corporation of Independence, MO, to provide funding for its senior citizens' program, at a cost to the County not to exceed \$86,478.00. Seconded by Scott Burnett.

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, Dennis Waits, Dan Tarwater and Greg Grounds

No: 1 - Bob Spence

Excused: 1 - James D. Tindall

(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 Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until TUESDAY, January 17, 2011 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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