



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

Jackson County Courthouse
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Kansas City, Missouri 64106
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*Dan Tarwater (4th) Chairman, Henry C. Rizzo (2nd AL), Vice-Chairman,
Theresa A. Garza (1st AL), Fred Arbanas (3rd AL), Scott Burnett (1st),
James D. Tindall (2nd), Dennis Waits (3rd),
Greg Grounds (5th), Bob Spence (6th)*

Monday, May 21, 2007

2:30 PM

Nineteenth Regular Meeting

K.C. Legislative Assembly Area, Kansas City, Missouri

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

1 ROLL CALL

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

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Henry C. Rizzo moved to approve the journal of the previous meeting held on 5/14/2007.
Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Resolution #16298 was adopted at this time. See page 5 for details.

4 HEARINGS

Presentation by HOK Sports regarding the Kauffman Stadium renovation.

Dan Tarwater asked Mike Sanders, County Executive, to make sure the presentation made today is available on the Jackson County website.

Jay Haden, Deputy County Counselor, referred to Resolution #16304, the First Amendment to the Kauffman Stadium Redevelopment Agreement and the 2007 Amendment to the 2006 Amended Lease. He said he would get a copy of the amendment to the Legislators and the County Clerk with the changes marked in bold print.

Resolution #16304 was assigned to committee at this time. See page 6 for details.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Michael O'Flaherty, Director of Assessment, discussed the reassessment process and answered questions from County Legislators.

Scott Burnett, County Legislator, asked Michael O'Flaherty to provide a map of the Kansas City School District and show the increases in assessment from 2003 - 2005. Mike said he would try to get this done.

Henry C. Rizzo, County Legislator, asked Michael O'Flaherty to look at the large increases. Mike agreed.

Scott Burnett asked Mr. O'Flaherty to look at procedures used in other states for reassessment.

Michael O'Flaherty said he would make inquiries and report back to the Legislature in one month regarding his findings.

Reassessment notices went out early April 2007 and the informal appeals process ended May 4, 2007. Residents now have until the 3rd Monday in June to appeal to the Board of Equalization. Residents may call 816-881-3309 for additional information regarding the appeals process.

Service pins will be given to employees at the next legislative meeting.

The County Legislature took a 6 minute recess.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Bob Spence moved to waive the reading of Ordinance #3897 and #3898. Seconded by Henry C. Rizzo.

The motion passed by a voice vote. (APPROVED)

The Land Use Committee will have a public hearing on Wednesday, May 23, 2007 at 1:00 P.M. at Fleming Hall regarding Ordinances #3897 and #3898.

[3897](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 16.1 ± acre tract for a two-lot residential subdivision.

(Land Use Committee - 2nd. Perfection)

[3898](#)

AN ORDINANCE granting a conditional use permit in District A (Agricultural) for a period of fifteen years to construct a 195-ft. monopole tower for wireless communications on a 10,000 square feet area within a 23 acre lot.

(Land Use Committee - 2nd. Perfection)

[3899](#)

Health and Justice Committee moved to perfect. Consent Agenda.

[3900](#)

Health and Justice Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

The motion passed by a voice vote.

[16279](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Amendment of 5/21/2007, to delete the words "United Equipment Leasing of Kansas City, MO" and insert the words "Universal Money Centers of Mission, KS" after the word "to" in the heading and "BE IT RESOLVED" paragraph on page two, to insert paragraph two on page two "WHEREAS, the Legislature has determined that the proposal of Universal Money Centers of Mission, KS, which would charge users a \$2.00 user fee per transaction (as opposed to United's \$3.00 user fee), but pay the County a \$.50 (50 cents) transaction fee after 350 transactions per month, is the best overall bid;". Consent Agenda.

[16280](#) Finance and Audit Committee moved do pass. Consent Agenda.

[16285](#) A RESOLUTION awarding contracts for the furnishing of vehicles for use by the Parks and Recreation Department to Shawnee Mission Ford of Shawnee, KS, and Odessa Chrysler of Odessa, MO, under the terms and conditions of the 2007 model year Kansas City Metro Vehicle Bid, IFB No. 2754-0-2006/RP of the Mid-America Council of Public Purchasing issued by the City of Olathe, KS, an existing government contract, at an actual cost to the County of \$77,104.00.

(Land Use Committee - 2nd. Meeting)

[16290](#) Public Works Committee moved do pass. Consent Agenda.

[16291](#) Public Works Committee moved do pass. Consent Agenda.

[16292](#) Public Works Committee moved do pass. Consent Agenda.

[16294](#) A RESOLUTION authorizing the Director of the Department of Finance to execute contracts with and make payments to certain vendors providing services relating to the Jackson County, Missouri Employees Pension Plan.

(Finance and Audit Committee - 1st. Meeting)

[16295](#) Finance and Audit Committee moved do pass.

Bob Spence objects to Consent Agenda.

Yes: 5 - Theresa A. Garza, Henry C. Rizzo, Scott Burnett, Dan Tarwater and Greg Grounds

No: 1 - Bob Spence

Absent: 3 - Fred Arbanas, James D. Tindall and Dennis Waits

(ADOPTED)

9 CONSENT AGENDA

- [3899](#) AN ORDINANCE appropriating \$3,000.00 from the unappropriated surplus of the 2007 Grant Fund to cover the Family Court Division's Guardian Ad Litem training grant, received from the Office of State Courts Administrator.
(PERFECTED)
- [3900](#) AN ORDINANCE appropriating \$2,000.00 from the unappropriated surplus of the 2007 Grant Fund to cover the Family Court Division's "Parenting Separately" grant, received from the Office of State Courts Administrator.
(PERFECTED)
- [16279](#) A RESOLUTION awarding a twelve-month term and supply contract and authorizing four annual options to extend for the installation and operation of ATM machines at the Kansas City Courthouse and the Independence Courthouse Annex to Universal Money Centers of Mission, KS, at no cost to the County.
(ADOPTED)
- [16280](#) A RESOLUTION awarding a twenty-four (24) month term and supply contract, and authorizing two twelve-month options for extension, on Electronic Solicitation No. BB200710 for the furnishing of coffee service for use by various departments to Necco Coffee of Kansas City, MO, to provide for countywide needs.
(ADOPTED)
- [16290](#) A RESOLUTION accepting a temporary construction easement and authorizing payment to the property owner, Savannah Ridge Property Owners Association, Inc., in the actual amount of \$16,888.22, for an easement and monument replacement, in connection with the Woods Chapel Road Project, No. 2293.
(ADOPTED)
- [16291](#) A RESOLUTION accepting a temporary construction easement and permanent drainage easement, and authorizing payment to the property owner, Savanna Ridge Development, LLC, in the actual amount of \$40,703.00, in connection with the Woods Chapel Road Project, No. 2293.
(ADOPTED)
- [16292](#) A RESOLUTION accepting a right-of-way, temporary construction easement, and permanent drainage easement and authorizing payment to the property owner, P & L Management, LLC, in the actual amount of \$113,107.00, in connection with the Woods Chapel Road Project, No. 2293.
(ADOPTED)

To perfect Ordinances 3899, 3900. To adopt Resolutions 16279, 16280, 16290, 16291, 16292.

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

Yes: 6 - Theresa A. Garza, Henry C. Rizzo, Scott Burnett, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 3 - Fred Arbanas, James D. Tindall and Dennis Waits

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[16296](#)

Bob Spence moved the passage of Resolution #16296, authorizing the Jackson County Legislature to hold a closed meeting on Monday, May 21, 2007, 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: 6 - Theresa A. Garza, Henry C. Rizzo, Scott Burnett, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 3 - Fred Arbanas, James D. Tindall and Dennis Waits

(ADOPTED)

[16297](#)

Authorizing the County Executive to execute a contract with the Jackson County Board of Services for the Developmentally Disabled to provide for partial funding of various programs of the Parks and Recreation Department's Special Population Services Division.

(Land Use Committee)

[16298](#)

Henry C. Rizzo moved the passage of Resolution #16298, requesting the Kansas City, Missouri School Board to voluntarily roll back its 2007 operating levy to account for increases in assessed valuation in the Kansas City School District due to the 2007 reassessment. Seconded by Dennis Waits.

Yes: 7 - Theresa A. Garza, Henry C. Rizzo, Scott Burnett, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 2 - Fred Arbanas and James D. Tindall

(ADOPTED)

[16299](#)

Authorizing the County Executive to execute warranty deeds relating to a certain 8.5 acre tract of park property within River Bluff Park in favor of Burlington Northern & Santa Fe Railway, a permanent ingress/egress easement at River Bluff Park in favor of Burlington Northern & Santa Fe Railway, and Project Amendment No. 4 with the Missouri Department of Natural Resources to authorize the conversion of the park property.

(Land Use Committee)

[16300](#)

Theresa A. Garza moved the passage of Resolution #16300, celebrating the life and contributions of Peter Daniel Nugent. Seconded by Bob Spence.

Yes: 6 - Theresa A. Garza, Henry C. Rizzo, Scott Burnett, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 3 - Fred Arbanas, James D. Tindall and Dennis Waits

(ADOPTED)

[16301](#)

Authorizing the County Executive to execute a Permanent Easement Agreement with the City of Independence, Missouri, granting the City drainage easement over a portion of the Little Blue Trace Park.

(Land Use Committee)

[16302](#)

Scott Burnett moved the passage of Resolution #16302, authorizing the County Executive to execute a cooperative agreement with the Missouri Recycling Association to sponsor the 10th annual recycling conference to be held June 5-7, 2007, at a cost to the County not to exceed of \$1,500.00. Seconded by Henry C. Rizzo.

Yes: 6 - Theresa A. Garza, Henry C. Rizzo, Scott Burnett, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 3 - Fred Arbanas, James D. Tindall and Dennis Waits

(ADOPTED)

[16303](#)

Bob Spence moved the passage of Resolution #16303, authorizing the County Executive to execute contracts for television production, marketing, and air time, with Meredith Corporation d/b/a KCTV 5 of Fairway, KS, KCCP Trust d/b/a Time Warner Cable of Milwaukee, WI, Fox Entertainment Group d/b/a WDAF-TV of Kansas City, MO, Hearst-Argyle Television, Inc., d/b/a KMBC-TV of Kansas City, MO, and Scripps Howard Broadcasting d/b/a NBC Action News of Kansas City, MO, for use by the Parks and Recreation Department, at an aggregate cost to the County not to exceed \$82,000.00. Seconded by Theresa A. Garza.

Yes: 6 - Theresa A. Garza, Henry C. Rizzo, Scott Burnett, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 3 - Fred Arbanas, James D. Tindall and Dennis Waits

(ADOPTED)

Resolution # 16303 was adopted pending compliance.

[16304](#)

Authorizing the County Executive to execute, on behalf of Jackson County, consents to the First Amendment to the Kauffman Stadium Redevelopment Agreement and the 2007 Amendment to the 2006 Amended Lease, both between the Jackson County Sports Complex Authority and the Kansas City Royals Baseball Corporation.

(Legislature As A Whole)

12 COUNTY EXECUTIVE ORDERS

[07-19](#)

I hereby reappoint Bill Anderson and Sheryl Ingram Max to the Board of Services for the Developmentally Disabled, for new terms to expire December 31, 2008, and December 31, 2009, respectively. I hereby appoint Thomas R. Davis to the Board, to fill the vacancy occasioned by the expiration of the term of Julie Warm, for a new term to expire December 31, 2009. I hereby appoint Barbara Winkler to the Board, to fill the vacancy occasioned by the expiration of the term of Steven Israelite, for a new term to expire December 31, 2009. Copies of Mr. Davis's and Ms. Winkler's resumes are attached.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

The County Legislature goes into closed session.

The County Legislature reconvenes.

15 ADJOURNMENT

Scott Burnett moved to adjourn the meeting. Seconded by Theresa A. Garza.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, June 4, 2007 at 2:30 P.M. in the Legislative Assembly Area, Kansas City, Missouri.