



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

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

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**Monday, October 19, 2009**

**2:30 PM**

**Fortieth Regular Meeting**

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

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

**1 ROLL CALL**

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

**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 10/12/2009.  
Seconded by Henry C. Rizzo.

**The motion passed by a voice vote.**

**(APPROVED)**

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**4 HEARINGS**

*Henry C. Rizzo assumes the Chair.*

*Henry C. Rizzo recognizes Beth Byrd in the audience.*

*Beth Byrd and Judy Widener presented Scott Burnett with a photograph and thanked him for his help for 10 years with the Dance in the Park program.*

*Scott Burnett resumes the Chair.*

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**5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE**

*Mike Sanders, County Executive, said as of today Jackson County is done with formal layoffs.*

*Fred Siems, Chief Administrative Officer, gave a power point presentation titled Fiscal Year 2009 & 2010 Budget Update - Jackson County, Missouri - October 2009. (Copy available in County Clerk's office)*

*Mike Sanders said they have balanced the 2009 budget which had a 10 million dollar shortfall and are working on the 2010 budget which has a 12.1 million dollar shortfall.*

*He thanked Teresa York, Court Administrator and Steve Nixon, Presiding Judge for their cooperation while working on the 2010 budget.*

*Henry C. Rizzo, County Legislator, said the employees are an asset in Jackson County and he is impressed that there will be no more layoffs.*

*Dennis Waits, County Legislator, commented that the relationship with the courts did not just happen by accident. Mike Sanders took time to sit down with Judge Nixon and the communication has improved.*

*Henry C. Rizzo thanked Scott Burnett-Chairman, Mary Jo Spino-Clerk of the County Legislature and Gary Panethiere-Legislative Auditor, for their hard work on the budget and for making the difficult cuts necessary, including cuts to each of the legislators' budgets.*

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**6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE**

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[4157](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RE (Residential Estates) a certain 3 ± acre tract.

*(Land Use Committee - 3rd. Perfection)*

*The Land Use Committee will have a public hearing on Wednesday, October 21, 2009 at 1P.M. at Fleming Hall.*

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[4160](#)

Appropriating \$1,130,734.01 from the fund balance of the 2009 Anti-Drug Grant Fund in acceptance of the 2009 Justice Assistance Grant (JAG) Recovery Grant from the United States Department of Justice.

*(WITHDRAWN BY SPONSOR TARWATER. CONCURRED BY WAITS AND TINDALL.)*

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[4161](#) Appropriating \$1,044,855.00 from the fund balance of the 2009 Anti-Drug Grant Fund in acceptance of the 2009 Byrne Justice Assistance Grant (JAG) from the United States Department of Justice and authorizing the County Executive to execute an Interlocal Agreement pursuant to the terms of the grant award with the Cities of Kansas City, Blue Springs, Grandview, Independence, Raytown, Lee's Summit, and the Board of Police Commissioners of Kansas City for the County's distribution of the grant award proceeds, at a cost to the County not to exceed \$697,286.00.

*(WITHDRAWN BY SPONSOR TARWATER. CONCURRED BY WAITS AND TINDALL.)*

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## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

*None.*

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## 8 RESOLUTIONS IN COMMITTEE

Fred Arbanas moved to waive the reading of Resolution #17032. Seconded by Bob Spence.

The motion passed by a voice vote. (APPROVED)

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[17032](#) Public Works Committee moved do pass. Consent Agenda.

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[17035](#) Land Use Committee moved do pass. Consent Agenda.

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[17036](#) Land Use Committee moved do pass. Consent Agenda.

*Discussion.*

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[17038](#) Anti-Drug Committee moved do pass. Consent Agenda.

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## 9 CONSENT AGENDA

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[17032](#) A RESOLUTION transferring \$59,701.00 within the 2009 Special Road and Bridge Fund and awarding contracts for the purchase of a 2009 cab and chassis with cab-controlled pot hole patcher for use by the Public Works Department to Rush Truck Center of Houston, TX, and Duraco Inc., of Pearl, MS, under the terms and conditions of the Houston-Galveston Area Council (HGAC) Contract Nos. HT11-07 and SM10-08, existing government contracts, at an actual cost to the County not to exceed \$178,600.00.

(ADOPTED)

[17035](#) A RESOLUTION authorizing the County Executive to execute a License and Professional Services Agreement with Entercom Kansas City, LLC, d/b/a KUDL, for the sponsorship of an event at Longview Lake, at an actual cost to the County not to exceed \$22,000.00.

(ADOPTED)

[17036](#) A RESOLUTION authorizing the County Executive to execute agreements with certain organizations to provide services in connection with the 2009 Christmas in the Park event, at a cost to the County not to exceed \$37,000.00.

(ADOPTED)

[17038](#) A RESOLUTION transferring \$19,115.00 within the 2009 Anti-Drug Sales Tax Fund for the transition of the contracted House Arrest Program to an in-house program.

(ADOPTED)

To adopt Resolutions 17032, 17035, 17036, 17038.

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

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

## 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

*No objection to the consideration of Ordinance #4162 - not on printed agenda.*

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[4162](#) Dennis Waits moved to perfect Ordinance #4162. Seconded by Dan Tarwater.

**The motion passed by a voice vote.** (PERFECTED)

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[4162](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #4162. Seconded by Theresa Garza Ruiz.

**The motion passed by a voice vote.** (APPROVED)

[4162](#) Dennis Waits moved the passage of Ordinance #4162 as perfected, appropriating \$483,100.00 from the fund balance of the 2009 Grant Fund in acceptance of the Energy Efficiency Conservation Block grant awarded by the U.S. Department of Energy. Seconded by Dan Tarwater.

Yes: 7 - Scott Burnett, Theresa Garza Ruiz, Henry C. Rizzo, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(ADOPTED)

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[17042](#) Awarding a twelve (12) month term and supply contract for the furnishing of telecommunications and security supplies for use by various County departments to Graybar Electric Company of Kansas City, MO, under the terms and conditions of U.S. Communities Contract No. MA-IS-42374-9, an existing government contract.

*(Finance and Audit Committee)*

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[17043](#) Awarding a twelve (12) month term and supply contract 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 U.S. Communities Contract No. MA-IS-43272-2, an existing government contract.

*(Finance and Audit Committee)*

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[17044](#) Authorizing payment in the amount of \$142,794.98 to cover one-half of the Kansas City Election Board's expenses for the 2008 General Election.

*(Finance and Audit Committee)*

*No objection to the consideration of Resolution #17045 - not on printed agenda.*

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[17045](#) Dennis Waits moved the passage of Resolution #17045, transferring \$20,940.00 within the 2009 General Fund and awarding a twelve (12) month term and supply contract, with a twelve (12) month extension option, for the furnishing of parking spaces for use by County employees currently parking in spaces located at 1120 Oak Street to Diamond Executive Services of Parkville, MO, under the terms and conditions of Invitation to Bid No. 44-09. Seconded by Bob Spence.

Yes: 7 - Scott Burnett, Theresa Garza Ruiz, Henry C. Rizzo, James D. Tindall, Dennis Waits, Dan Tarwater and Bob Spence

Absent: 2 - Fred Arbanas and Greg Grounds

(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**

Dan Tarwater moved to adjourn the meeting. Seconded by Henry C. Rizzo.

**The motion passed by a voice vote.**

(APPROVED)

*Meeting adjourned until Monday, October 26, 2009 at 2:30 P.M. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.*

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