



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, Henry C. Rizzo (2nd AL), 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)*

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**Monday, October 29, 2007**

**2:30 PM**

**Forty-first Regular Meeting**

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

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

**1 ROLL CALL**

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

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**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 10/22/2007.  
Seconded by Henry C. Rizzo.

**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**

*The COMBAT Review Committee made a formal presentation to the Jackson County Legislature.*

*The County Legislature asked for an opinion from the County Counselor regarding the proposed Drug Commission's ability to approve funding.*

*Questions regarding Ordinances #3943 and #3944 adopted last week.*

*Mark Jones, County Counselor, said he would contact Rhonda Montgomery in the Sheriff's Department to get the answers so he could report back to the County Legislature.*

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## 6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[3939](#)

Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 10± acre tract for a two-lot residential subdivision.

*(WITHDRAWN BY SPONSOR ARBANAS. CONCURRED BY WAITS AND RIZZO.)*

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[3940](#)

Land Use Committee moved to perfect.

*Fred Arbanas objects to the Consent Agenda.*

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[3940](#)

Fred Arbanas moved to perfect Ordinance #3940. Seconded by Bob Spence.

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

(PERFECTED)

[3940](#)

Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3940. Seconded by Bob Spence.

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

(APPROVED)

*Consent Agenda. See Final Passage of Proposed Ordinances.*

[3941](#)

Land Use Committee moved to perfect.

*Fred Arbanas objects to the Consent Agenda.*

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[3941](#)

Fred Arbanas moved to perfect Ordinance #3941. Seconded by Bob Spence.

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

(PERFECTED)

[3941](#)

Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3941. Seconded by Theresa Garza Ruiz.

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

(APPROVED)

*Consent Agenda. See Final Passage of Proposed Ordinances.*

[3945](#)

AN ORDINANCE repealing sections 533., 535., 537., 552., and 570., Jackson County Code, 1984, relating to County Fiscal Policy and enacting in lieu thereof five new sections relating to the same subject, with an effective date.

*(Budget Committee - 2nd. Perfection)*

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**7 FINAL PASSAGE OF PROPOSED ORDINANCES**

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[3940](#) Consent Agenda.

[3941](#) Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**

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[16424](#) Finance and Audit Committee moved do pass. Consent Agenda.

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[16426](#) Anti-Drug Committee moved do pass. Consent Agenda.

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[16427](#) Public Works Committee moved do pass. Consent Agenda.

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[16428](#) Land Use Committee moved do pass. Consent Agenda.

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[16430](#) Authorizing the Jackson County Legislature to hold a closed meeting on Monday, October 22, 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.

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

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**9 CONSENT AGENDA**

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[3940](#) AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of ten (10) years to continue operation of a kennel as to a certain 25± acre tract, subject to specified conditions.

(ADOPTED)

[3941](#) AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of twenty (20) years to continue operation of a day care center for school-age children at the Blue Hills Elementary School as to a certain 10± acre tract.

(ADOPTED)

[16424](#) A RESOLUTION authorizing the County Executive to execute an Addendum to the Investment Banking Services Agreement with Oppenheimer & Co., Inc., of Kansas City, MO, in connection with the sale of Missouri State Tax Credits for use on the Harry S Truman Sports Complex Improvement Project.

(ADOPTED)

[16426](#) A RESOLUTION authorizing the County Executive to execute a Second Addendum to the term and supply contract with Kansas City Community Center of Kansas City, MO, for the furnishing of drug treatment services for use by the Prosecuting Attorney's Drug Court, to provide for expanded treatment service, at no additional cost to the County.

(ADOPTED)

[16427](#) A RESOLUTION authorizing the County Executive to execute an Addendum to the Consulting Agreement with Cook, Flatt, & Strobel Engineering of Kansas City, MO, for services in connection with the final design of Longview Road, Hickman Mills to Orchard Drive Project, No. 3088, at a total additional cost to the County not to exceed \$12,700.00.

(ADOPTED)

[16428](#) A RESOLUTION transferring \$19,900.00 within the 2007 Park Fund and appointing sixteen named individuals as park rangers pursuant to section 64.335, RSMo 2000.

(ADOPTED)

To adopt Ordinances 3940, 3941. To adopt Resolutions 16424, 16426, 16427, 16428.

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

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

## 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[3946](#) Transferring \$10,853.00 within the 2007 General Fund and \$20,155.00 within the 2007 Anti-Drug Sales Tax Fund, appropriating \$47,008.00 from the unappropriated surplus of the 2007 Grant Fund, and authorizing the County Executive to execute Amendment #6 to the Memorandum of Agreement with the Kansas City Metropolitan Crime Commission regarding the Project Safe Neighborhoods program.

(Anti-Drug Committee)

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[3947](#) Transferring \$79,764.00 within and appropriating \$191,051.00 from the unappropriated surplus of the 2007 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, and the Kansas City Board of Police Commissioners relating to the DART program, at a cost to the County not to exceed \$45,500.00.

*(Anti-Drug Committee)*

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## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16432](#) Awarding a sixty-month term and supply contract for the leasing of photocopiers, maintenance, and supplies for use by various departments under an existing government contract of the U.S. Communities Government Purchasing Alliance, to Ricoh Corp. d/b/a Office Business Solutions of Overland Park, KS, at the estimated annual cost to the County of \$152,226.92.

*(Finance and Audit Committee)*

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[16433](#) Awarding twelve (12) month term and supply contracts, with an option to extend for an additional period of twelve months, for the furnishing of armored car service for use by various County departments to Garda/PSI Armored of Kansas City, KS, and Dunbar Armored of Hunt Valley, MD, under the terms and conditions of the Director of Finance and Purchasing's Armored Car Service quotation, in the estimated aggregate amount of \$24,120.00.

*(Finance and Audit Committee)*

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[16434](#) Authorizing the County Executive to execute an Amendment to the Site Agreement with T-Mobile Central LLC, regarding upgrades to its cellular tower adjacent to the Jackson County Sheriff's Headquarters at Fleming Park.

*(Land Use Committee)*

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[16435](#) Awarding a contract for the conversion of microfilm for use by the Recorder of Deeds to Scanning America of Lawrence, KS, under the terms and conditions of Electronic Request for Proposals No. PP20073, at an actual cost to the County of \$28,500.00.

*(Finance and Audit Committee)*

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[16436](#) Authorizing the County Executive to execute contracts with certain municipalities within Jackson County for the purpose of funding their 2007 Drug Abuse Resistance Education (DARE) programs at a total cost to the County not to exceed \$1,087,294.00.

*(Anti-Drug Committee)*

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[16437](#) Transferring \$99,331.00 within the 2007 Anti-Drug Sales Tax Fund to cover funding for the Sheriff's Office's 2007 Drug Abuse Resistance Education (DARE) program.

*(Anti-Drug Committee)*

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[16438](#) Authorizing the County Executive to execute a Consulting Agreement with the Resource Development Institute of Kansas City, Missouri, for the facilitation of the issuance and evaluation of proposals for anti-drug prevention services, at a cost to the County not to exceed \$44,400.00.

*(Anti-Drug Committee)*

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[16439](#) Bob Spence moved the passage of Resolution #16439, authorizing payment of \$51,746.27 to the City of Grain Valley from the Grain Valley CURS account to cover the cost of improvements to Valley Woods Drive. Seconded by Fred Arbanas.

Yes: 6 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dan Tarwater and Bob Spence

Absent: 3 - Scott Burnett, Dennis Waits and Greg Grounds

(ADOPTED)

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[16440](#) Accepting a right-of-way, permanent drainage easement, permanent electric line easement, and temporary construction easement and authorizing payment to the property owner, Stock Brothers, LLC., in the actual amount of \$10,000.00, in connection with the O'Donnell Road Bridge Replacement Project, No. 2403.

*(Public Works Committee)*

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[16441](#) Transferring \$93,000.00 within the 2007 General Fund to realize additional operating efficiencies within the Information Technology Department.

*(Finance and Audit Committee)*

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[16442](#) Transferring \$92,000.00 within the 2007 Health Fund to cover additional overtime and part-time salaries within the Medical Examiner's Office.

*(Health and Justice Committee)*

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[16443](#) Authorizing the County Executive to execute a Regional Public Works Mutual Aid Agreement for Metropolitan Kansas City with the Mid-America Regional Council.  
(Public Works Committee)

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[16444](#) Theresa Garza Ruiz moved the passage of Resolution #16444, authorizing the County Executive to execute a Revised Intergovernmental Agreement with the City of Kansas City, Missouri, relating to the funding of an AIDS case manager at the Jackson County Health Department. Seconded by Henry C. Rizzo.

Yes: 6 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, James D. Tindall, Dan Tarwater and Bob Spence

Absent: 3 - Scott Burnett, Dennis Waits and Greg Grounds

(ADOPTED)

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[16445](#) Authorizing the County Executive to execute a one-year contract with annual renewal options for two additional years under the terms and conditions of Request for Proposal No. 36-07 for the furnishing of group term life insurance for use countywide as an employee benefit to Metropolitan Life Insurance Company of New York, NY.

(Health and Justice Committee)

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## 12 COUNTY EXECUTIVE ORDERS

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[07-34](#) I hereby reappoint Joanne Mossie, Jackson County Director of Human Resources to the Jackson County Pension Plan Administration Committee; Ms. Mossie will serve as Secretary.

I hereby appoint Frederick R. Siems Jr., Jackson County Chief Administrative Officer to the Jackson County Pension Plan Administration Committee, to fill the vacancy occasioned by the resignation from the Committee by Troy Thomas; Mr. Siems will serve as Chairperson. A copy of Mr. Siems' resume is attached.

## 13 UNFINISHED BUSINESS

Dan Tarwater thanked everyone for the prayers, cards and get well wishes.

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## 14 NEW BUSINESS

None.

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15      **ADJOURNMENT**

Henry C. Rizzo moved to adjourn the meeting. Seconded by Fred Arbanas.

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

(APPROVED)

*Meeting adjourned until Monday, November 5, 2007 at 2:30 P.M. in the Kansas City Legislative Assembly Area.*