



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, June 28, 2010

2:30 PM

Twenty-Fifth Regular Meeting

Sibley Orchards, 3717 Buckney-Tarsney, Sibley, MO

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, Dan Tarwater, Greg Grounds and Bob Spence

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 6/21/2010.
Seconded by Dennis Waits.

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

Discussion regarding emergency preparedness if there is an earthquake in the New Madrid area in St. Louis, Missouri.

Bob Spence, County Legislator, asked for a one page action plan.

Mike Sanders, County Executive, said Mike Curry, Emergency Management and Safety Coordinator, will provide the County Legislature with the long and short version of the plan.

Mike Sanders said today they formally kicked off the process in which Jackson County is asking voters to vote on the Charter Amendment as it appears on the ballot in the August Primary Election.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

None.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4213](#) Consent Agenda.

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8 RESOLUTIONS IN COMMITTEE

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[17279](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Amendment of 6/28/2010, to delete the words and figure "thirty-six (36)" and insert the word and figure "twelve (12)" after the words "awarding a" in the heading on page one. Consent Agenda.

[17286](#) A RESOLUTION congratulating the Lee's Summit West High School Girls Cross Country team upon winning their third consecutive State Championship.

(Legislature As A Whole - 4th. Meeting)

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[17310](#) Public Works Committee moved do pass. Consent Agenda.

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[17311](#) Public Works Committee moved do pass. Consent Agenda.

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[17312](#) Finance and Audit Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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[4213](#) AN ORDINANCE appropriating \$124,260.00 from the fund balance of the 2010 Grant Fund, in acceptance of the Emergency Management Performance Grant awarded by the Missouri State Emergency Management Agency.

(ADOPTED)

[17279](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of professional mortuary services to Marts Memorial Services of Kansas City, Missouri and Slider Funeral Home of Kansas City, Kansas, under the terms and conditions of Request for Proposal No. 6-09.

(ADOPTED)

[17310](#) A RESOLUTION awarding a contract on Bid No. PW 03-2010 for the 2010 Pavement Maintenance Project Phase 1 (Asphaltic Concrete Overlay, Chip Seal, and Pavement Marking), No. 3126, to Superior Bowen Asphalt Co., LLC, at an actual cost to the County not to exceed \$1,961,971.19, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(ADOPTED)

[17311](#) A RESOLUTION awarding a contract for the purchase of one (1) Ford cab and chassis for use by the Public Works Department to Dick Smith Ford of Raytown, Missouri, under the terms and conditions of the City of Lee's Summit Contract No. 10-009, an existing government contract, at an actual cost to the County not to exceed \$41,350.00.

(ADOPTED)

[17312](#) A RESOLUTION declaring certain surplus property as unusable personal property and authorizing its sale by auction.

(ADOPTED)

To adopt Ordinance 4213. To adopt Resolutions 17279, 17310, 17311, 17312.

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

Yes: 9 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4214](#) Appropriating \$40,000.00 from the fund balance of the 2010 Grant Fund in acceptance of a grant awarded by the United States Department of Justice, Office of Justice Programs through the City of Kansas City, Missouri, and authorizing the County Executive to execute a Cooperative Agreement with Arts Tech and the City of Kansas City, Missouri, for the Prosecuting Attorney Office's MyARTS program, at a cost to the County not to exceed \$40,000.00.

(Justice and Law Enforcement Committee)

The County Legislature asked to reconsider Ordinance #4214.

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[4214](#) Dan Tarwater moved to perfect Ordinance #4214. Seconded by Greg Grounds.

The motion passed by a voice vote.

(PERFECTED)

[4214](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #4214. Seconded by Greg Grounds.

The motion passed by a voice vote.

(APPROVED)

Bob Spence, County Legislator, asked Jay Haden, Deputy County Counselor to make some corrections on the agreement. Jay agreed.

[4214](#) Dan Tarwater moved the passage of Ordinance #4214 as perfected, appropriating \$40,000.00 from the fund balance of the 2010 Grant Fund in acceptance of a grant awarded by the United States Department of Justice, Office of Justice Programs through the City of Kansas City, Missouri, and authorizing the County Executive to execute a Cooperative Agreement with Arts Tech and the City of Kansas City, Missouri, for the Prosecuting Attorney Office's MyARTS program, at a cost to the County not to exceed \$40,000.00. Seconded by Dennis Waits.

Yes: 9 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[17314](#)

Theresa Garza Ruiz moved the passage of Resolution #17314, recognizing the 80th anniversary of the Jackson County 4-H Fair. Seconded by Dan Tarwater.

Yes: 9 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

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[17315](#)

Awarding a twelve (12) month term and supply contract for the furnishing of laboratory services for use by the Medical Examiner's Office to Children's Mercy Hospital of Kansas City, MO, as a contract with a tax-exempt organization.

(Health and Environment Committee)

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[17316](#)

Bob Spence moved the passage of Resolution #17316, transferring \$67,900.00 within the 2010 General Fund to cover various unforeseen emergency repairs. Seconded by Dan Tarwater.

Yes: 9 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

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[17317](#)

Authorizing payment of \$9,605.00 to Jack Albrecht, Investigator for the Special Prosecutor to cover the cost of investigation fees pursuant to judicial order.

(Justice and Law Enforcement Committee)

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[17318](#)

Nominating candidates for appointment to the Jackson County Sports Complex Authority, for a term to expire July 15, 2014.

(Legislature As A Whole)

No objection to the consideration of Resolution #17319 - not on printed agenda.

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[17319](#)

Dennis Waits moved the passage of Resolution #17319, assigning Recovery Zone Facility Bond limitation to the Independence 30 School District of Jackson County, Missouri, pursuant to the American Recovery and Reinvestment Tax Act of 2009 for the purpose of issuing Recovery Zone Facility Bonds. Seconded by Dan Tarwater.

Yes: 9 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

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Robbie Makinen, Business Development Administrator, explained Resolution #17319.

Bill Moore, attorney with King Hershey and representing the developer, explained the two sources of revenue for the bonds will be TIF revenues and revenues generated from tenants of the space.

Dennis Waits, County Legislator, said Independence Regional Hospital moved from the location on Truman Road. They have been working hard to generate economic development and new businesses in the area and this is one of the many steps to bring back western Independence. This development will mean more jobs, jobs will generate a tax base, people will move back into homes and properties will be solvent. These are the tools necessary to accomplish revitalization.

12 COUNTY EXECUTIVE ORDERS

None.

[Play Video](#)**13 UNFINISHED BUSINESS**

None.

[Play Video](#)**14 NEW BUSINESS**

None.

[Play Video](#)**15 ADJOURNMENT**

Dan Tarwater moved to adjourn the meeting. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until WEDNESDAY, JULY 7, 2010 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

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