



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

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

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**Monday, May 19, 2008**

**2:30 PM**

**Nineteenth Regular Meeting**

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

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Dennis Waits, Chairman, called the meeting of the Jackson County Legislature to order.

**1 ROLL CALL**

Present: Theresa Garza Ruiz, 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.

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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 5/12/2008.  
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**

*Mike Sanders, County Executive, presented Jackson County's TIF Policy.*

*Discussion.*

*Dennis Waits asked the County Counselor to draft a resolution stating that the County Legislature supports the TIF Policy and also asked him to review item #8 as suggested by Bob Spence, County Legislator. He asked that this be done in two weeks.*

*Discussion regarding Kansas City School District tax levy rollback.*

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*Dan Tarwater, County Legislator, said Mayor Funkhauser and some City Council members will attend the County Legislature's meeting on June 16, 2008 to present their formal plan for light rail. He said the Mayor will need 30 minutes to make his presentation under Communications and Reports of the County Executive.*

*Dennis Waits asked that the legislative meeting begin at 1:30 P.M. on June 16, 2008.*

*Mike Sanders said the light rail plan will then be placed on the County's web site and be open for public comment.*

## 6 PERFECTON OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Bob Spence moved to waive the reading of Ordinances #3988, #3989, #3990 and #3991. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

The Land Use Committee will have a public hearing regarding the above-mentioned Ordinances on Tuesday, May 27, 2008 at 1 P.M. at Fleming Hall.

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[3988](#)

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 10.5 ± acre tract, for a two-lot residential subdivision.

*(Land Use Committee - 2nd. Perfection)*

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[3989](#)

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 39.4 ± acre tract, and approving the preliminary plat "Timber Ridge Meadows," creating an eleven-lot residential subdivision.

*(Land Use Committee - 2nd. Perfection)*

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[3990](#)

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 5 ± acre tract, for a one-lot residential subdivision.

*(Land Use Committee - 2nd. Perfection)*

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[3991](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District LB-p (Local Business - Planned Development) a certain 26 ± acre tract, for the purpose of operating a retail antique business.

*(Land Use Committee - 2nd. Perfection)*

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[3992](#) Land Use Committee moved to perfect.

*Bob Spence objects to the Consent Agenda.*

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[3992](#) Bob Spence moved to perfect Ordinance #3992. Seconded by Dan Tarwater.

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

(PERFECTED)

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

*Dan Tarwater moved to substitute Ordinance #3993 with Proposed Floor Substitute dated May 19, 2008. Seconded by Theresa Garza Ruiz.*

*The motion passed by a voice vote.*

(APPROVED)

[3993](#) Greg Grounds moved to hold Ordinance #3993, repealing chapter 43, Jackson County Code, 1984, relating to Adult Businesses and Adult Entertainment Businesses, and enacting, in lieu thereof, one new chapter relating to Adult Entertainment Businesses, consisting of 20 sections, with a penalty provision and an effective date. Seconded by Henry C. Rizzo.

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

(APPROVED)

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[3994](#) Budget Committee moved to perfect. Consent Agenda.

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## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[3987](#) Consent Agenda.

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[3992](#) Consent Agenda.

## 8 RESOLUTIONS IN COMMITTEE

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[16632](#) Public Works Committee moved do pass. Consent Agenda.

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[16633](#) Health and Environment Committee moved do pass. Consent Agenda.

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[16635](#) Health and Environment Committee moved do pass. Consent Agenda.

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[16636](#) Budget Committee moved do pass.

*Bob Spence objects to the Consent Agenda.*

*Discussion.*

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[16636](#) Henry C. Rizzo moved the passage of Resolution #16636, authorizing the County Executive to execute a Memorandum of Understanding with the Greater Kansas City Building and Construction Trades Council. Seconded by Dan Tarwater.

Yes: 6 - Theresa Garza Ruiz, Henry C. Rizzo, Scott Burnett, Dennis Waits, Dan Tarwater and Greg Grounds

No: 1 - Bob Spence

Absent: 2 - Fred Arbanas and James D. Tindall

(ADOPTED)

## 9 CONSENT AGENDA

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[3994](#) AN ORDINANCE appropriating \$190,545.00 from the unappropriated surplus of the 2008 General Fund to establish the budget of the County Municipal Court. (PERFECTED)

[3987](#) AN ORDINANCE appropriating \$5,000.00 from the unappropriated surplus of the 2008 Grant Fund and authorizing the County Executive to execute a contract with the Missouri Safety Center in acceptance of the Jackson County Sheriff's Office's Click It or Ticket Overtime Enforcement grant. (ADOPTED)

[3992](#) AN ORDINANCE appropriating \$50,000.00 from the unappropriated surplus of the 2008 Park Fund in acceptance of a grant from the R.C. Kemper Charitable Trust for improvements to the Kemper Outdoor Education Center. (ADOPTED)

[16632](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of parts and services for Hypac, Beuthling, and Etnyre equipment for use by the Public Works Department to G.W. Van Keppel Co., Inc., of Kansas City, KS, as a sole source purchase. (ADOPTED)

[16633](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of the Alert II law enforcement computer information services for use by the Sheriff's and Prosecuting Attorney's Offices and Department of Corrections, to the Kansas City, MO, Board of Police Commissioners, as an acquisition from another governmental entity. (ADOPTED)

[16635](#) A RESOLUTION rescinding Resolution 16611, dated April 14, 2008, and awarding a twenty-four (24) month term and supply contract with a twenty-four (24) month extension option for the furnishing of body transfer services for use by the Medical Examiner's Office to Metro Removal LLC, of Overland Park, KS, under the terms and conditions of Invitation to Bid No. 9-08. (ADOPTED)

To perfect Ordinance 3994. To adopt Ordinances 3987, 3992. To adopt Resolutions 16632, 16633, 16635.

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

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

Absent: 2 - Fred Arbanas and James D. Tindall

**10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE**

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[3995](#)

transferring \$70,000.00 within the 2008 General Fund and authorizing the County Executive to execute an intergovernmental agreement with the City of Kansas City, Missouri, for the purpose of jointly funding a performance audit of the Kansas City and Jackson County Boards of Election Commissioners, at a cost to the County not to exceed \$70,000.00.

*(Finance and Audit Committee)*

**11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE**

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[16637](#)

Bob Spence moved the passage of Resolution #16637, proclaiming May 18 - May 24, 2008, as National Public Works Week in Jackson County. Seconded by Dan Tarwater.

Yes: 6 - Theresa Garza Ruiz, Henry C. Rizzo, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 3 - Fred Arbanas, Scott Burnett and James D. Tindall

(ADOPTED)

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[16638](#)

Awarding eight-month term and supply contracts for the furnishing of tires and related services for use by the Departments of Public Works and Parks and Recreation to Cross Midwest Tire of Kansas City, KS, for Firestone tires and Wingfoot Commercial Tire Systems, LLC of Kansas City, MO, for Goodyear tires, under the terms and conditions of existing State of Missouri government contracts No. C106068001 and C106068002.

*(Public Works Committee)*

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[16639](#)

Awarding a twenty-four month term and supply contract, with an option to extend for an additional twelve months, for the furnishing of security services for use by the Parks and Recreation Department to Wardlow Protective Services of Oak Grove, MO, under the terms and conditions of Electronic Solicitation No. BB20087.

*(Land Use Committee)*

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[16640](#)

Dan Tarwater moved the passage of Resolution #16640, authorizing the Jackson County Legislature to hold a closed meeting on Monday, May 19, 2008, 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 Henry C. Rizzo.

Yes: 6 - Theresa Garza Ruiz, Henry C. Rizzo, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 3 - Fred Arbanas, Scott Burnett and 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

Dan Tarwater, County Legislator, asked all legislators to review the packet they will be receiving this week from the Anti-Drug Committee so they can take action on it at the next legislative meeting in two weeks.

Discussion.

The County Legislature went into closed session.

The County Legislature reconvened.

Ordinance #3993 was substituted at this time. See page 3 for details.

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## 15 ADJOURNMENT

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

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

(APPROVED)

*Meeting adjourned until Monday, June 2, 2008 at 2:30 P.M. in the Kansas City Legislative Assembly Area.*

*The County Legislature will not meet the week of May 26th in observance of the Memorial Day Holiday.*

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