



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)*

Monday, October 6, 2008

2:30 PM

Thirty-eighth Regular Meeting

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

Dennis Waits, 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 and Greg Grounds
Absent: 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 9/29/2008.
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

None.

Theresa Garza Ruiz, County Legislator, said she received a letter from the Lee's Summit School District stating that they will allow their students to work on election day.

Mike Sanders, County Executive, thanked her for the information and said he would be in contact with the Jackson County Election Board.

Resolutions #16727 and #16728 were adopted at this time. See page 5 for details.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4037](#) Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

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[4038](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District RS (Residential Suburban) to District A (Agricultural) a certain 80 ± acre tract.

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing on Friday, October 17, 2008 at 1:00 P.M. at Fleming Hall.

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[4039](#) AN ORDINANCE appropriating \$16,662.00 from the fund balance of the 2008 Grant Fund in acceptance of the Sheriff's Office's "Sobriety Checkpoint" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds.

(Justice and Law Enforcement Committee - 1st. Perfection)

Theresa Garza Ruiz moved to waive the reading of Ordinance #4040. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

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[4040](#) AN ORDINANCE appropriating \$25,000.00 from the fund balance of the 2008 Grant Fund in acceptance of the Sheriff's Office's "Hazardous Moving Violation" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of grant funds.

(Justice and Law Enforcement Committee - 1st. Perfection)

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

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[4034](#) Consent Agenda.

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[4035](#) Consent Agenda.

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8 RESOLUTIONS IN COMMITTEE

The Health and Environment Committee moved do pass the Committee Substitute dated October 6, 2008.

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[16706](#) Health and Environment Committee moved do pass. Consent Agenda.

[16716](#) Justice and Law Enforcement Committee moved do pass. Consent Agenda.

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[16717](#) Justice and Law Enforcement Committee moved do pass. Consent Agenda.

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[16719](#) Land Use Committee moved do pass. Consent Agenda.

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[16720](#) Land Use Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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- [4037](#) AN ORDINANCE appropriating \$100,500.00 from the fund balance of the 2008 Grant Fund in acceptance of the Family Court Division's Family Centered Out-of-Home Care Grant received from the Missouri Department of Social Services, Children's Division.
(PERFECTED)
- [4034](#) AN ORDINANCE transferring \$156,929.00 within and appropriating \$375,877.00 from the fund balance of the 2008 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 \$91,000.00.
(ADOPTED)
- [4035](#) AN ORDINANCE repealing section 933., Jackson County Code, 1984, relating to the Combined Charities Campaign and enacting, in lieu thereof, one new section relating to the same subject.
(ADOPTED)
- [16706](#) A RESOLUTION authorizing the Trustees of the Land Trust of Jackson County to convey one hundred sixty-two (162) parcels of real property located in Kansas City, Missouri, for support of various projects for the upgrading and redevelopment of the urban core in accordance with § 141.750.2 RSMo, 2000.
(ADOPTED)
- [16716](#) A RESOLUTION awarding a twenty-four (24) month term and supply contract, with a twenty-four (24) month extension option for the maintenance of mobile radios for use by the Parks and Recreation Department and Sheriff's Office to Commenco, Inc., of Kansas City, MO, and KC Wireless of Independence, MO, under the terms and conditions of Electronic Solicitation No. BB200822.
(ADOPTED)
- [16717](#) A RESOLUTION awarding a twelve (12) month term and supply contract, with a thirty-six (36) month extension option, for the furnishing of mattresses, bedding, and linens for use by the Corrections Department to American Textiles of Cerritos, CA, Robinson Textiles of Gardena, CA, Derby Industries of South Bend, IN, Bob Barker Co. of Fuquay Varina, NC, Tabb Textiles of Opelika, AL, and ATD American of Wyncote, PA, under the terms and conditions of Electronic Solicitation No. BB200820.
(ADOPTED)

[16719](#) A RESOLUTION awarding a contract for the purchase of playground equipment and installation for use by the Parks & Recreation Department to Gametime c/o Cunningham Associates, Inc., of Charlotte, NC, under the terms and conditions set forth in the State of North Carolina Contract No. 040376, an existing government contract.

(ADOPTED)

[16720](#) A RESOLUTION authorizing the County Executive to execute a Permanent Easement and Temporary Construction Easement in favor of the Water Services Department of Kansas City, MO, granting a 31,716 square foot permanent easement and a 2.257 acre temporary construction easement across a portion of the Little Blue Trace Park to install a sewer interceptor line to upgrade existing service and provide service to property owners not currently served by public sewers.

(ADOPTED)

To perfect Ordinance 4037. To adopt Ordinances 4034 and 4035. To adopt Resolutions 16706, 16716, 16717, 16719, 16720.

Dan Tarwater 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, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater and Greg Grounds

Absent: 1 - Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4042](#) Appropriating \$13,425.00 from the fund balance of the 2008 Grant Fund in acceptance of the Sheriff's Office's "DWI Enforcement" grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds.

(Justice and Law Enforcement Committee)

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[4043](#) Appropriating \$25,000.00 from the fund balance of the 2008 Grant Fund to cover a grant received from the Missouri Highway and Transportation Commission in acceptance of the Jackson County Sheriff's Office Safe Routes to School Program grant, and authorizing the County Executive to execute a Program Agreement regarding said grant.

(Justice and Law Enforcement Committee)

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[4044](#) Appropriating \$2,500.00 from the fund balance of the 2008 Grant Fund in acceptance of the Sheriff's Office's Traffic Unit Hardware project grant awarded by the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of the grant funds.

(Justice and Law Enforcement Committee)

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16722](#) Authorizing the County Executive to execute a permanent Gas Line Easement Conveyance in favor of Missouri Gas Energy of Kansas City, MO, for a 10-foot permanent easement in connection with the Kauffman Stadium Improvement Project.

(Land Use Committee)

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[16723](#) Transferring \$67,600.00 within the 2008 Park Fund and \$23,000.00 within the 2008 Enterprise Fund, to cover the costs of increased fuel expenses for the Parks and Recreation Department.

(Land Use Committee)

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[16724](#) Authorizing the Director of Finance and Purchasing to make final payment on the contract with Vance Brothers, Inc., of Kansas City, MO, for the 2007 Pavement Maintenance Phase 2, Micro-Surfacing Project, No. 3100, in the amount of \$500.00.

(Public Works Committee)

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[16725](#) Henry C. Rizzo moved the passage of Resolution #16725, recognizing Clara Warnock as the 2008 American Daughters Honoree. Seconded by Dan Tarwater.

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

Absent: 1 - Bob Spence

(ADOPTED)

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[16726](#) 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 \$7,500.00.

(Land Use Committee)

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[16727](#) Henry C. Rizzo moved the passage of Resolution #16727, recognizing Steve Morgan as the Columbian of the Year. Seconded by Dan Tarwater.

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

(ADOPTED)

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[16728](#) Henry C. Rizzo moved the passage of Resolution #16728, recognizing Jeanne Morgan, for her service within the 16th Judicial Circuit Court of Jackson County, MO, and congratulating her on her retirement. Seconded by Dan Tarwater.

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

(ADOPTED)

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[16729](#) Transferring \$50,000.00 within the 2008 Prosecuting Attorney Bad Check Fund to cover the costs of moving the Bad Check Unit from its current location.

(Budget Committee)

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[16730](#) Transferring \$160,000.00 within the 2008 General Fund to cover the costs of supplemental funding in food services for the Department of Corrections.

(Budget Committee)

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[16731](#) Transferring \$122,000.00 within the 2008 Anti-Drug Sales Tax Fund and \$420,000.00 within the 2008 General Fund to cover the costs of additional overtime salaries for the Department of Corrections.

(Budget Committee)

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[16732](#) Transferring \$162,000.00 within the 2008 General Fund to cover the costs of miscellaneous repairs and improvements to various County buildings.

(Budget Committee)

No objection to the consideration of Resolution #16733 - not on printed agenda.

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[16733](#)

Fred Arbanas moved the passage of Resolution #16733, authorizing the Director of Finance and Purchasing to execute a three-year lease with D. Varalli Enterprises, LLC, d/b/a Towne Square Professional Building, for the furnishing of office space, at a cost to the County not to exceed \$10,053.00 in 2008 and \$122,500.00 over the life of the lease. Seconded by Henry C. Rizzo.

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

Absent: 1 - Bob Spence

(ADOPTED)

Discussion.

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12 COUNTY EXECUTIVE ORDERS

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[08-17](#)

Brian K Johnson, is appointed to the Community Advisory Committee of the Health Care Foundation of Greater Kansas City to fill the vacancy occasioned by the resignation of Mr. Tom Haley. Mr. Johnson will fulfill Mr. Haley's remaining term beginning immediately and continue through December 2010. A copy of Mr. Johnson's resume is attached.

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13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

Scott Burnett, County Legislator, asked the County Counselor's office to draft legislation expressing the County Legislature's support for Proposition C.

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15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, October 13, 2008 at 2:30 P.M. at the Independence Courthouse Annex, 308 West Kansas, Ground Floor, Legislative Chambers.

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