



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 A. Garza (1st AL), Fred Arbanas (3rd AL), Scott Burnett (1st),
James D. Tindall (2nd), Dennis Waits (3rd),
Greg Grounds (5th), Bob Spence (6th)

Monday, April 2, 2007

10:00 AM

Twelfth Regular Meeting

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

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

1 ROLL CALL

Present: Theresa A. Garza, 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.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on 3/26/2007.
Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, said the next Ethics Task Force meeting is scheduled to be held on Wednesday, April 4, 2007 at Blackwell Sanders, 4801 Main Street, 10th Floor at 4:30 P.M. This is the committee's third meeting.

The next COMBAT Review Task Force meeting is scheduled to be held on Tuesday, April 17, 2007 at Pioneer College, 2700 E. 18th St., Healthcare Foundation, 2nd Floor Conference Room at 7:30 A.M. This is the committee's second meeting.

Mike said he will be going to Jefferson City, Missouri on Wednesday, April 4, 2007 with a delegation from his office consisting of Fred Siems, Calvin Williford and Mark Jones to discuss Jackson County's legislative strategy for the second half of the session. John Bardgett, with Bardgett and Associates and Phil Wright, with Madsen & Wright, Inc., lobbyists for Jackson County, will also attend.

Mike Sanders reported that Judge Whipple will make a decision this week regarding the matrix in Jackson County, Missouri.

He said the Administration will present to the Legislature at the end of April, Jackson County's financial review and a look at the 2008 budget.

Dan Tarwater thanked the Administration for beginning the work on the 2008 budget.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3882](#) AN ORDINANCE appropriating \$66,009.00 from the unappropriated surplus of the 2007 Anti-Drug Sales Tax Fund to cover a grant received from the United States Executive Office of the President's Midwest High Intensity Drug Trafficking Area Investigative Support Center for use by the Jackson County Sheriff's Office and authorizing the County Executive to execute an agreement with Woody Poole, the designated investigative analyst.

(Anti-Drug Committee - 2nd. Perfection)

[3883](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

The motion passed by a voice vote.

(PERFECTED)

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3884](#) AN ORDINANCE transferring \$10,373.00 within the 2007 General Fund, appropriating \$31,762.00 from the unappropriated surplus of the 2007 Grant Fund, and authorizing an extension of the Coordinated Community Response to Domestic Violence Grant funded by the U.S. Department of Justice.

(Health and Justice Committee - 1st. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

Dennis Waits moved to wave the reading of Ordinance #3881. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

[3881](#) Consent Agenda.

[3883](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[16233](#) Public Works Committee moved do pass. Consent Agenda.

[16234](#) Land Use Committee moved do pass.

Dennis Waits objects to the Consent Agenda.

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

Abstain: 1 - Dennis Waits

(ADOPTED)

[16235](#) Land Use Committee moved do pass.

Dennis Waits objects to the Consent Agenda.

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

Abstain: 1 - Dennis Waits

(ADOPTED)

[16236](#) Land Use Committee moved do pass. Consent Agenda.

[16237](#) Land Use Committee moved do pass. Consent Agenda.

[16239](#) Anti-Drug Committee moved do pass. Consent Agenda.

Resolution #16242 was adopted pending compliance.

9 CONSENT AGENDA

[3881](#) AN ORDINANCE repealing sections 4600., 4610., 4611., 4612., 4613., 4614., 4620., 4630., 4631., 4632., 4633., 4640., 4641., 4642., 4643., 4650., 4651., 4652., 4660., 4661., 4662., 4663., 4664., 4665., and 4666., Jackson County Code, 1984, relating to weed control, and enacting in lieu thereof twenty-five new sections relating to the same subject, with a penalty provision.

(ADOPTED)

[3883](#) AN ORDINANCE appropriating \$100,000.00 from the unappropriated surplus of the 2007 Grant Fund to cover a grant received from the Mid-America Regional Council Solid Waste Management District to promote waste reduction and recycling in the Jackson County park system, transferring \$25,000.00 within the 2007 Park Fund as matching funds, and authorizing the County Executive to execute a Grant Assistance Agreement with the district relating to said grant.

(ADOPTED)

- [16210](#) A RESOLUTION authorizing the County Executive to execute addenda to the agreements with certain agencies which are engaged in anti-drug prevention activities, to provide services during the 2007 calendar year, at an aggregate cost to the County not to exceed \$1,456,124.00.
(ADOPTED)
- [16211](#) A RESOLUTION authorizing the County Executive to execute addenda to the agreements with certain outside agencies funded by the County's Anti-Drug Sales Tax Fund for the 2007-2008 fiscal years, which are engaged in anti-drug treatment activities and purposes, at an aggregate cost to the County not to exceed \$2,965,378.00.
(ADOPTED)
- [16233](#) A RESOLUTION transferring \$22,260.00 within the 2007 General Fund, \$14,100.00 within the 2007 Road & Bridge Fund, and \$28,520.00 within the 2007 Park Fund, and authorizing the County Executive to execute agreements with Bridging the Gap and Keep Kansas City Beautiful, to provide a sustainability teaching module, educational materials, and litter abatement services, at an aggregate cost to the County of \$66,000.00.
(ADOPTED)
- [16236](#) A RESOLUTION awarding term and supply contracts for the furnishing of soft drinks for resale by the Parks and Recreation Department at its concessions operations to Coca-Cola Enterprises of Lenexa, KS, and Pepsi America, Inc., of Olathe, KS, as proprietary purchases.
(ADOPTED)
- [16237](#) A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of officiating services for the 2007 Adult Soccer Leagues for use by the Parks and Recreation Department to Metropolitan Soccer Referee Association of Grandview, MO, as a sole source purchase.
(ADOPTED)
- [16239](#) A RESOLUTION transferring \$189,798.00 within the 2007 Anti-Drug Sales Tax Fund to reallocate funds within the Family Court Division's budget.
(ADOPTED)
- [16242](#) A RESOLUTION awarding contracts for the furnishing of miscellaneous vehicles for use by the Parks and Recreation Department, Sheriff's Office, and Public Works Department to Shawnee Mission Ford of Shawnee, KS, and Olathe Ford of Olathe, KS, under the terms and conditions in the 2007 model year Kansas City Metro Vehicle Bid, IFB No. 2754-0-2006/RP of Mid-America Council of Public Purchasing issued by the City of Olathe, KS, an existing government contract, at an aggregate cost to the County of \$393,520.00.
(ADOPTED)

To adopt Ordinances 3881, 3883. To adopt Resolutions 16210, 16211, 16233, 16236, 16237, 16239, 16242.

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

Yes: 9 - Theresa A. Garza, 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

[3885](#) Repealing section 1540., Jackson County Code, 1984, relating to the Employee's Pension Plan, and enacting, in lieu thereof, one new section relating to the same subject.
(Finance and Audit Committee)

[3886](#) Transferring \$13,791.00 within the 2007 General Fund, appropriating \$17,124.00 from the unappropriated surplus of the 2007 Grant Fund, and authorizing an extension of the Community Gun Violence Prosecution Grant awarded by the United States Department of Justice, Office of Justice Programs.
(Health and Justice Committee)

[3887](#) Granting a conditional use permit in District A (Agricultural) for a period of fifteen years to construct a 126-ft. monopole tower for wireless communications as to a 0.78± acre tract.
(Land Use Committee)

[3888](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette) a certain 30 ± acre tract and approving the preliminary plat "Hoover Estates - 2nd Plat," creating a five-lot residential subdivision.
(Land Use Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[16243](#) Scott Burnett moved the passage of Resolution #16243, recognizing Bill Grigsby for his commitment and contributions to the Kansas City Metropolitan Crime Commission, Crime Stoppers, and the citizens of Jackson County. Seconded by Dennis Waits.
Yes: 9 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

(ADOPTED)

[16244](#) Awarding twelve-month term and supply contracts on Electronic Solicitation No. BB200661 for the furnishing of pesticides for use by the Parks and Recreation Department to Helena Chemicals of Lenexa, KS, Grass Pad of Olathe, KS, Vegetation Management Supply of Kansas City, KS, and CWC Chemical of Cloverdale, VA.
(Land Use Committee)

[16245](#) Fred Arbanas moved the passage of Resolution #16245, awarding a twelve-month term and supply contract for the furnishing of softball umpire services for use by the Parks and Recreation Department to Eastern Jackson County USSSA Umpire Association of Independence, MO, as a sole source purchase. Seconded by Scott Burnett.

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

(ADOPTED)

[16246](#) A RESOLUTION authorizing the County Executive to execute a Second Addendum to the Professional Services Agreement with Terracon Consultants, Inc., of Lenexa, KS, for the Fort Osage Education Center, at an additional cost to the County of \$12,000.00.

(Land Use Committee)

[16247](#) Awarding a twelve-month term and supply contract for the furnishing of Caterpillar parts and service for use by the Public Works Department to Dean Machinery of Kansas City, MO, as a sole source purchase.

(Public Works Committee)

[16248](#) Authorizing the County Executive to execute a Cooperative Agreement with Truman Medical Center Behavioral Health Services, a division of Truman Medical Center, Inc., to provide for a substance abuse treatment program for inmates of the Jackson County Detention Center, at a cost to the County not to exceed \$132,125.00.

(Anti-Drug Committee)

[16249](#) Authorizing the County Executive to execute a Cooperative Agreement with the Kansas City, Missouri School District for its Adult Basic Education Program, at a cost to the County not to exceed \$8,000.00.

(Health and Justice Committee)

[16250](#) Authorizing the County Executive to execute a First Addendum to the Professional Services Agreement with Alpha-Omega Geotech, Inc., of Kansas City, KS, for use by the Public Works Department, at an additional cost to the County not to exceed \$10,000.00.

(Public Works Committee)

[16251](#) Authorizing the County Executive to execute a cooperative agreement with the National Council on Alcoholism and Drug Dependence, Inc., for the Community Re-entry program at the Jackson County Detention Center, at a cost to the County not to exceed \$30,000.00.

(Anti-Drug Committee)

[16252](#) Authorizing the Jackson County Legislature to hold a closed meeting on Monday, April 2, 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 WAITS. CONCURRED BY RIZZO AND BURNETT.)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Dan Tarwater announced that the County Legislative meeting will be held on Monday, April 9, 2007 at 2:30 P.M. at the Fred Arbanas Golf Course at Longview Lake.

Bob Spence, County Legislator, asked if there was any progress with United Inner City Services.

Gary Panethiere, Legislative Auditor, said they were still waiting for invoices.

Bob Spence asked Gary to give an update at the legislative meeting next week.

Scott Burnett, County Legislator, referred to a memo from Michael O'Flaherty, Director of Assessment. It said that reassessment notices will be mailed to Jackson County residents on Tuesday, April 3, 2007. There will be a phone bank set up to take calls regarding the notices and the number is 816-881-4601. Informal appeals will be held from April 9 - May 18, 2007. Requests for appeals need to be made by May 4, 2007. Board of Equalization Appeals are open to all citizens and citizens should call the phone number above for information. Scott thanked the Assessment Department and the Administration for sharing this information.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Henry C. Rizzo moved to adjourn the meeting. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, April 9, 2007 at 2:30 P.M. at the Fred Arbanas Golf Course at Longview Lake.