



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

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

Monday, August 26, 2013

12:00 PM

Thirty-third Regular Meeting

Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers

Greg Grounds, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

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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 8/19/2013. Seconded by James D. Tindall.

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

See notes after Resolution #18249.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Fred Arbanas moved to waive the reading of Ordinances #4547 and #4548. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

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[4547](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 10.58 ± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).

(Land Use Committee - 3rd. Perfection)

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[4548](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 6.22 ± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).

(Land Use Committee - 3rd. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #4547 and #4548 on Thursday, August 29, 2013 at 1:00 P.M. at Fleming Hall.

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[4551](#)

Dennis Waits moved to approve the Floor Amendment dated August 26, 2013, to insert the words "dated August 26, 2013," after the acronym "(MOU)" and the word "Overview" in the fourth paragraph on page two; to insert the words ",including expanding the research currently being performed on illnesses that affect the minority community in Jackson County," after the word "nation" in the second paragraph on page three; to insert paragraph three on page three to read "WHEREAS, to ensure equal access for Jackson County residents to all jobs, notices will be posted throughout Jackson County, including publication in such publications and with organizations as the Jackson County Advocate, the Independence Examiner, the Lee's Summit Journal, the Call, the Globe, Dos Mundos, the Hispanic News, the Urban League of Greater Kansas City, the Black Health Care Coalition, and St. Mark Child and Family Development Center; and,,"; to insert paragraph four on page four to read "WHEREAS, all appointees to boards and commissions created pursuant to this initiative, with the exception of the Translational Medicine Institute Board of Directors and Scientific Advisory Board, shall be Jackson County residents; and,,"; to insert paragraph one on page four to read "WHEREAS, the use of the County's 20% "carried interest," referred to in the Memorandum of Understanding and Overview, shall be subject to approval by the County Legislature for the purposes specified in the MOU and other lawful purposes; and," to insert the words ", including the reimbursement to the County for the costs of the election out of the proceeds from the first quarter collected." after the word "institute" in the final sentence of Section 2. on page five; to delete the word "and" after the words "Missouri-Kansas City," and to insert the words "and Jackson County" after the word "Institute", to insert the words "create healthcare related jobs in the County and" after the word "would", to insert the word "human" after the word "for" and to delete the words "and create healthcare related jobs in the County" after the word "diseases" all in the official ballot language on page five; to insert a final paragraph on page 6 to read "Section 6. The County Executive is hereby authorized to execute, on behalf of Jackson County, the attached Memorandum of Understanding (MOU) so that Jackson County is made a full party to the MOU. The activities of the Jackson County Translational Medicine Institute shall be governed by the Missouri open meetings laws, as well as Jackson County Fair Share policies." The Proposed Floor Amendment for the MOU and Operational and Governance Overview were also approved. Seconded by James D. Tindall.

The motion passed by a voice vote.

(ADOPTED)

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[4551](#) Dennis Waits moved to perfect Ordinance #4551 as amended. Seconded by James D. Tindall.
The motion passed by a voice vote. (PERFECTED)

[4551](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #4551. Seconded by James D. Tindall.
The motion passed by a voice vote. (APPROVED)

[4551](#) Dennis Waits moved the passage of Ordinance #4551 as perfected, submitting to the qualified voters of Jackson County at a special election to be held on Tuesday, November 5, 2013, a question authorizing Jackson County to impose a countywide sales tax at the rate of one-half of one percent for a period of twenty years for the purpose of promoting economic development by establishing a medical research and development institute, in collaboration with Children's Mercy Hospital, Saint Luke's Health System, the University of Missouri-Kansas City, and the Kansas City Area Life Sciences Institute. Seconded by James D. Tindall.

Yes: 7 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits and Dan Tarwater
No: 2 - Greg Grounds and Bob Spence

(ADOPTED)

[4553](#) Finance and Audit Committee moved to perfect. Consent Agenda.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

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8 RESOLUTIONS IN COMMITTEE

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[18238](#) A RESOLUTION awarding a contract for the furnishing of the repair and abatement of damaged pipe insulation at the McCune Home for use by the Facilities Management Division of the Public Works Department to New Horizons, LLC, of Kansas City, MO, at an actual cost to the County not to exceed \$36,558.00, under the terms and conditions set forth in City of Kansas City, Missouri Contract No. EV0612-07, an existing government contract.

(Public Works Committee - 2nd. Meeting)

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[18242](#) Anti-Drug Committee moved do pass. Consent Agenda.

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[18243](#) Inter-Governmental Affairs Committee moved do pass. Consent Agenda.

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9 CONSENT AGENDA

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[4553](#) AN ORDINANCE repealing section 1003., Jackson County Code, 1984, relating to County purchasing, enacting in lieu thereof one new section relating to the same subject, and authorizing the County Executive to execute an Intergovernmental Cooperative Agreement for Tax Verification Information with the City of Kansas City, Missouri, Johnson County, Kansas, and the Unified Government of Wyandotte County and Kansas City, Kansas.

(PERFECTED)

[18242](#) A RESOLUTION transferring \$50,015.00 within the 2013 Anti-Drug Sales Tax Fund to cover funding for the Sheriff's Office's 2013 Drug Abuse Resistance Education (DARE) program.

(ADOPTED)

[18243](#) A RESOLUTION authorizing the County Executive to execute an Interlocal Cooperation Agreement with the Mid-America Regional Council related to the regional 9-1-1 system.

(ADOPTED)

To perfect Ordinance 4553. To adopt Resolutions 18242, 18243.

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

Yes: 8 - Theresa Garza Ruiz, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Dennis Waits

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[4554](#) James D. Tindall moved to perfect Ordinance #4554. Seconded by Fred Arbanas.

The motion passed by a voice vote.

(PERFECTED)

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[4554](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4554. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[4554](#)

James D. Tindall moved the passage of Ordinance #4554 as perfected, appropriating \$55,153.00 from the fund balance of the 2013 Grant Fund in acceptance of a grant received from the United States Executive Office of the President's Midwest High Intensity Drug Trafficking Area Investigative Support Center Initiative for use by the Jackson County Sheriff's Office and authorizing the County Executive to execute a Memorandum of Understanding with the Kansas Bureau of Investigation. Seconded by Dan Tarwater.

Yes: 9 - Theresa Garza Ruiz, Crystal Williams, 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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[18245](#)

Bob Spence moved the passage of Resolution #18245, supporting the selection of Kansas City to host the Republican National Convention in 2016. Seconded by Dennis Waits.

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

(ADOPTED)

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[18246](#)

Dennis Waits moved the passage of Resolution #18246, congratulating Molly Wichman of Lee's Summit, MO, on her first place finish at the 2013 National Physique Committee Fitness Nationals Competition. Seconded by James D. Tindall.

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

(ADOPTED)

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[18247](#)

Authorizing an increase to the contract with Legal Files Software of Springfield, IL, for the furnishing of an email notification module for the Legal Files Case and Matter Management System for use by the Office of County Counselor, at an additional cost to the County not to exceed \$5,745.00.

(Finance and Audit Committee)

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[18248](#)

Dan Tarwater moved the passage of Resolution #18248, authorizing the County Executive to execute a Cooperative Agreement with Greater Kansas City Labor Day Association, at a cost to the County not to exceed \$2,000.00. Seconded by Crystal Williams.

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

(ADOPTED)

No objection to the consideration of Resolution #18249 - not on printed agenda.

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[18249](#)

Dennis Waits moved the passage of Resolution #18249, authorizing the County Executive to execute Artwork Loan Agreements with Kenneth B. McClain of Independence, MO, and the State Historical Society of Missouri for the loan of artwork to be displayed in the Historic Truman Courthouse located at 102 North Main Street, Independence, Missouri. Seconded by James D. Tindall.

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

(ADOPTED)

Mike Sanders, County Executive, introduced Dr. Dana Farber with the Cancer Center and Pete Levi with the Polsinelli Law Firm. A short video was shown of a speech made by Dr. David Livingston regarding Ordinance #4551.

Discussion.

Greg Grounds and Bob Spence, County Legislators, explained why they voted against Ordinance #4551.

Ordinance #4551 was adopted at this time. See pages 2 and 3 for details.

Resolution #18246 was adopted at this time. See page 4 for details.

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

None.

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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)

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