



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, October 8, 2007

2:30 PM

Thirty-Eighth Regular Meeting

Independence Courthouse Annex, 308 West Kansas, Ground Floor, Legislative Chambers

Henry C. Rizzo, 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, Greg Grounds and Bob Spence
Absent: Dan Tarwater

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2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on 10/1/2007.
Seconded by Greg Grounds.

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.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

None.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

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8 RESOLUTIONS IN COMMITTEE

The Finance and Audit Committee recommended do not pass Resolution #16415.

Henry C. Rizzo sent Resolution #16415 back to the Finance and Audit Committee for further consideration.

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[16415](#)

A RESOLUTION authorizing the County Executive to execute an Agreement with the City of Kansas City, MO and Anschutz Kansas City Arena, LLC, to permit the City to utilize certain County parking facilities for Sprint Arena event parking for specified fees payable to the County.

(Finance and Audit Committee - 1st. Meeting)

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9 CONSENT AGENDA

None.

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10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

The Land Use Committee will have a public hearing on Wednesday, October 24, 2007 at 1:00 P.M. at Fleming Hall regarding Ordinances #3939, #3940 and #3941.

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[3939](#)

Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 10± acre tract for a two-lot residential subdivision.

(Land Use Committee)

Fred Arbanas moved to waive the reading of Ordinances #3940 and #3941. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

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[3940](#) Granting a conditional use permit (CUP) in District A (Agricultural) for a period of ten (10) years to continue operation of a kennel as to a certain 25± acre tract, subject to specified conditions.

(Land Use Committee)

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[3941](#) Granting a conditional use permit (CUP) in District A (Agricultural) for a period of twenty (20) years to continue operation of a day care center for school-age children at the Blue Hills Elementary School as to a certain 10± acre tract.

(Land Use Committee)

No objection to the consideration of Ordinance #3942 - not on printed agenda.

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[3942](#) James D. Tindall moved to perfect Ordinance #3942. Seconded by Dennis Waits.

The motion passed by a voice vote.

(PERFECTED)

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[3942](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3942. Seconded by James D. Tindall.

The motion passed by a voice vote.

(APPROVED)

[3942](#) Dennis Waits moved the passage of Ordinance #3942 as perfected, transferring \$5,487.00 within and appropriating \$54,861.00 from the unappropriated surplus of the 2007 Anti-Drug Sales Tax Fund in acceptance of a grant from the Missouri Department of Public Safety, and authorizing the County Executive to execute Cooperative Agreements with Pan Educational Institute and Deana Bellamaganya for the Prosecuting Attorney's Office's Sentenced to the Arts program, at a total cost to the County not to exceed \$54,861.00. Seconded by Theresa A. Garza.

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

Absent: 1 - Dan Tarwater

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16416](#)

Dennis Waits moved the passage of Resolution #16416, designating the Kansas City Convention & Visitors Association as the official Western Jackson County, Missouri, Destination Marketing Organization (DMO) for the Missouri Division of Tourism's Cooperative Marketing Program. Seconded by Scott Burnett.

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

(ADOPTED)

Discussion regarding Resolutions #16416 and #16417.

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[16417](#)

Scott Burnett moved the passage of Resolution #16417, designating the City of Independence, Missouri Tourism Department as the official Eastern Jackson County, Missouri, Destination Marketing Organization (DMO) for the Missouri Division of Tourism's Cooperative Marketing Program. Seconded by Theresa A. Garza.

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

(ADOPTED)

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[16418](#)

Awarding a twenty-four (24) month term and supply contract, with annual options to extend for an additional twenty-four (24) months, for the furnishing of LP gas (propane) by the Sheriff's Office and the Parks and Recreation Department to Ray-Carroll Fuels, LLC, of Richmond, MO, under the terms and conditions of Electronic Solicitation No. BB200720.

(Land Use Committee)

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[16419](#)

Theresa A. Garza moved the passage of Resolution #16419, in support of locating the National Emergency Medical Services (EMS) Memorial Monument in the Kansas City Metropolitan Area. Seconded by Scott Burnett.

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

(ADOPTED)

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[16420](#)

James D. Tindall moved the passage of Resolution #16420, transferring \$20,750.00 within 2007 General Fund and authorizing the County Executive to execute an addendum to the Cooperative Agreement with Old Northeast, Inc., of Kansas City, MO, at no additional cost to the County. Seconded by Dennis Waits.

Yes: 7 - Theresa A. Garza, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits and Greg Grounds

No: 1 - Bob Spence

Absent: 1 - Dan Tarwater

(ADOPTED)

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[16421](#)

Dennis Waits moved the passage of Resolution #16421, authorizing the Jackson County Legislature to hold a closed meeting on Monday, October 8, 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. Seconded by Scott Burnett.

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

Absent: 1 - Dan Tarwater

(ADOPTED)

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12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Scott Burnett, County Legislator, thanked everyone for Operation Breakthrough donations.

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14 NEW BUSINESS

None.

The County Legislature went into closed session.

The County Legislature reconvened.

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15 **ADJOURNMENT**

James D. Tindall moved to adjourn the meeting. Seconded by Theresa A. Garza.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, October 15, 2007 at 2:30 P.M. in the Kansas City Legislative Assembly Area.