



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

Monday, June 20, 2011

2:30 PM

Twenty-fifth 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, Crystal Williams, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and 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 6/13/2011.
Seconded by Theresa Garza Ruiz.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Mike Sanders, County Executive, reported that there was no flood damage in Sibley or Levasy last week.

Mike Sanders stated that revised County Charter books will be printed as soon as they obtain signatures of commission members. This was in response to a question asked by Bob Spence, County Legislator.

Resolution #17611 was adopted at this time. See page 3 for details.

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6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[4311](#)

AN ORDINANCE enacting sections 5100., 5101., 5102., 5103., and 5104., Jackson County Code, 1984, relating to blasting, with a penalty provision.

(Health and Environment Committee - 3rd. Perfection)

The Health and Environment Committee will have a public hearing on Monday, June 27, 2011 at 5:30 P.M. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.

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[4315](#)

AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of five years to operate an equine-assisted learning center, subject to specified conditions, as to a 20± acre tract.

(Land Use Committee - 2nd. Perfection)

The Land Use Committee will have a public hearing on Wednesday, June 29, 2011 at 1 P.M. at Fleming Hall.

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[4317](#)

AN ORDINANCE appropriating \$68,123.00 from the undesignated fund balance of the 2011 General Fund for the creation of a community liaison position in the Prosecuting Attorney's Office.

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

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

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8 RESOLUTIONS IN COMMITTEE

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[17606](#)

Bob Spence moved the passage of Resolution #17606, awarding a twenty-four month term and supply contract, with three twelve-month options to extend, for the furnishing of Case construction and heavy equipment parts and service for use by the Public Works Department to The Victor L. Phillips Company, of Kansas City, MO, under the terms and conditions of Electronic Solicitation No. BB201116. 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)

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9 CONSENT AGENDA

None.

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10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

No objection to the consideration of Ordinance #4318 - not on printed agenda.

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[4318](#) James D. Tindall moved to perfect Ordinance #4318. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

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[4318](#) James D. Tindall moved to suspend the rules to consider final passage of Ordinance #4318. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[4318](#) James D. Tindall moved the passage of Ordinance #4318 as perfected, appropriating \$19,438.00 from the fund balance of the 2011 General Fund in acceptance of the reimbursement of court costs associated with certain municipal court violations for use by the Sheriff's Office. 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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[17609](#) Awarding a twenty-four month term and supply contract, with three twelve-month options to extend, for the furnishing of fuel dispensing equipment parts and service for use by the Parks and Recreation and the Public Works Departments to Petroleum Equipment, Inc., of Kansas City, MO, under the terms and conditions of Electronic Solicitation No. BB201117.

(Public Works Committee)

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[17610](#) James D. Tindall moved the passage of Resolution #17610, authorizing the County Executive to execute addenda to the Cooperative Agreements with Hope House, New House, and Rose Brooks domestic violence shelters in order to provide assistance to victims of domestic violence during 2011, at an aggregate cost to the County not to exceed \$79,050.00. Seconded by Fred Arbanas.

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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[17611](#)

James D. Tindall moved the passage of Resolution #17611, recognizing Marilyn Simmons for twenty-five years of dedicated service to the Kansas City School District. 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)

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[17612](#)

James D. Tindall moved the passage of Resolution #17612, authorizing the County Executive to execute a Cooperative Agreement with the Fort Osage School District for one deputy to serve as the School Resource Officer at the Fort Osage High School, for a fee of \$74,202.20 payable to the County. 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)

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12 COUNTY EXECUTIVE ORDERS

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[11-11](#)

I hereby make the following appointments and reappointment to the Truman Medical Center Board of Directors:

Dred Scott is appointed for a term to expire June 29, 2012, to fill the vacancy occasioned by of the resignation of John J. Rizzo. Mr. Scott's resume is attached.

Mike Enos is appointed for a term to expire June 29, 2012 to fill the vacancy occasioned by the resignation of Robbie Makinen. Mr. Enos's resume is attached.

Becky Cotton is reappointed for a term to expire June 29, 2012.

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[11-12](#)

I hereby appoint Gene Morgan to the Drug Commission as an at-large member to fill the vacancy occasioned by the resignation of Alvin Brooks, for a term to expire on December 31, 2012. A copy of Mr. Morgan's resume is attached.

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13 UNFINISHED BUSINESS

Dan Tarwater moved to reconsider Resolution #17608. 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.

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[17608](#)

Dan Tarwater moved to adopt the floor amendment Resolution #17608, transferring \$46,703.00 within the 2011 Anti-Drug Sales Tax Fund to cover funding for the Sheriff's Office's 2011 Drug Abuse Resistance Education (DARE) program. 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

(APPROVED)

The County Legislature passed the Resolution #17608 Floor Amendment dated 6/20/11, to delete numbers "4201" and insert numbers "4204" after the numbers and symbol "008-" eight times after the words "Anti-Drug Sales Tax Fund Sheriff" under the heading "Department/Division" on page 2.

14 NEW BUSINESS

Stephen Nixon, County Counselor, said notice was posted on Friday, June 17, 2011 for a closed meeting to be held by the County Legislature today. He asked for a motion.

Dan Tarwater moved that the Jackson County Legislature hold a closed meeting on Monday, June 20, 2011, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor regarding legal actions, causes of action, and/or litigation, as authorized by section 610.021(1), RSMo. 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.

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 Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, June 27, 2011 at 2:30 P.M. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.

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