



Agenda

Finance, Governance and Public Safety Committee

Chairperson Andrea Bough

Vice Chair Quinton Lucas

Councilmember Crispin Rea

Councilmember Darrell Curls

Councilmember Wes Rogers

Wednesday, September 13, 2023

10:30 AM

26th Floor, Council Chamber

<https://us02web.zoom.us/j/84530222968>

PUBLIC OBSERVANCE OF MEETINGS

Members of the City Council may attend this meeting via videoconference.

Any closed session may be held via teleconference.

The public can observe this meeting at the links provided below.

Applicants and citizens wishing to participate have the option of attending each meeting or they may do so through the videoconference platform ZOOM, using this link:

<https://us02web.zoom.us/j/84530222968>

Director of Finance

230719 Sponsor: Director of the Finance Department

Amending Ordinance No. 230171 by repealing Section 1 and enacting in its place a new Section 1 adjusting tax levy rates for the General Fund, Health Levy Fund, General Debt and Interest Fund, and Museum Special Revenue Fund, and recognizing this ordinance as having an accelerated effective date.

Attachments: [Docket Memo 0.1.2 \(002\)](#)
[Levy Certification Ordinance - 81523](#)

Director of Health

230720 Sponsor: Director of the Health Department

Establishing Fund No. 2190, Marijuana Sales Tax Fund, on the books and record of the City of Kansas City, Missouri; estimating revenue in the amount of \$458,000.00 in the Marijuana Sales Tax Fund; appropriating \$458,000.00 from the Unappropriated Fund Balance of the Violence Prevention portion of the Marijuana Sales Tax Fund to provide additional funding for Aim 4 Peace; and designating requisitioning authority.

Attachments: [Aim4Peace Increased Funding FY24 - Docket Memo](#)

Lucas

230742 Sponsor: Mayor Quinton Lucas

Amending Chapter 2, Code of Ordinances of Kansas City, Missouri, Article XIV, Budgetary and Financial Policies, Division 1, Financial Planning Policies, by repealing Section 2-1957, Capital asset rating system, and enacting a new Section 2-1957 in lieu thereof relating to the Capital Asset Rating System and City-wide Funding of Infrastructure Projects.

Attachments: [230742 Docket Memo hb.pdf](#)

Rea, Bunch, French, Willett, O'Neill, Duncan and Curls

230743 Sponsor: Councilmember Crispin Rea

RESOLUTION - Amending rules 3.11, 5.01, and 6.01 of the Standing Rules of the City Council of the City of Kansas City, Missouri, relating to reconsideration of ordinances and resolutions, motions to amend, and division of the question by repealing these three rules and enacting in lieu thereof three new rules of like number and subject matter.

Attachments: [230743 Docket Memo.pdf](#)

Lucas

[230744](#) Sponsor: Mayor Quinton Lucas

Appropriating \$14,750,000.00 from the Unappropriated Fund Balance of the General Obligation Bond Series 2024A Q1-22 Project Fund; designating requisitioning authority; directing the Director of Parks and Recreation to find additional funding to cover any shortfalls in the cost of these repairs and improvements to the Aquatic Facilities; declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures; authorizing the Director of Parks and Recreation to allocate appropriated funds; authorizing the Director of Finance to close project accounts; and recognizing this ordinance as having an accelerated date.

Attachments: [docket memo-230744](#)

HELD IN COMMITTEE

Director of Fire

[230424](#) Sponsor: Director of the Fire Department

Amending Chapter 26, Code of Ordinances, by repealing Section 26-907 of the Fire Code relating to Fire Alarms and Detection Systems and enacting in lieu thereof one new section of like number and subject matter to prohibit excessive false medical alarms from alarm signaling systems.

Attachments: [Ord--Proposed--Fire Code--Medical Alarms--Docket Memo--Apr2023](#)

Lucas

[230691](#) Sponsor: Mayor Quinton Lucas

Authorizing the collection of the annual special assessment imposed by the Westport Special Business District; consenting to the proposed uses of the revenues produced therefrom; estimating and appropriating revenue in the amount of \$48,165.00 in the Westport Special Business District Fund; re-estimating and re-appropriating the remaining uncollected revenues and unexpended and unencumbered appropriations to the 2024-25 Fiscal Year; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

Attachments: [Docket Memo Ord 230691.pdf](#)

ADDITIONAL BUSINESS

1. There may be a general discussion regarding current Finance, Governance, and Public Safety issues

2. Those who wish to comment on proposed ordinances can provide testimony to public.testimony@kcmo.org.

Comments received will be distributed to the committee and added to the public record by the clerk. The city provides several ways for residents to watch City Council meetings:

Live Stream on the city s website at www.kcmo.gov

Live Stream on the city s YouTube channel at: <https://www.youtube.com/watch?v=3hOuBlg4fok>

Watch Channel 2 on your cable system.

The channel is available through Time Warner Cable (channel 2 or 98.2), AT&T U-verse (channel 99, then select Kansas City), and Google Fiber on Channel 142.

To watch archived meetings, visit the City Clerks website and look in the Video on Demand

section: http://kansascity.granicus.comNiewPublisher.php?view_id=2

Closed Session

Pursuant to Section 610.021 subsection 1 of the Revised Statutes of Missouri to discuss legal matters, litigation, or privileged communications with attorneys;

Pursuant to Section 610.021 subsection 2 of the Revised Statutes of Missouri to discuss real estate;

Pursuant to Section 610.021 subsections 3 and 13 of the Revised Statutes of Missouri to discuss personnel matters;

Pursuant to Section 610.021 subsection 9 of the Revised Statutes of Missouri to discuss employee labor negotiations;

Pursuant to Section 610.021 subsection 11 of the Revised Statutes of Missouri to discuss specifications for competitive bidding;

Pursuant to Section 610.021 subsection 12 of the Revised Statutes of Missouri to discuss sealed bids or proposals; or

Pursuant to Section 610.021 subsection 17 of the Revised Statutes of Missouri to discuss confidential or privileged communications with the auditor

The City Clerk's Office now has equipment for the hearing impaired for every meeting. To

check out the equipment, please take a look at each committee's secretary. Be prepared to leave your Driver's License or State issued Identification Card with the secretary, and she /He will give you the equipment. The City Clerk's Office will return your license upon returning the

Adjournment



File #: 230719

ORDINANCE NO. 230719

Sponsor: Director of the Finance Department

Amending Ordinance No. 230171 by repealing Section 1 and enacting in its place a new Section 1 adjusting tax levy rates for the General Fund, Health Levy Fund, General Debt and Interest Fund, and Museum Special Revenue Fund, and recognizing this ordinance as having an accelerated effective date.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That Ordinance No. 230171 is hereby amended by repealing Section 1 and enacting a new Section 1 in its place to read as follows:

Section 1. That taxes for Fiscal Year 2023-24, commencing on the first day of May, 2023, in the total amount of one dollar seventy-one and eighteen hundredth cents (\$1.7118) per hundred dollars, shall be and are levied on all property within the City subject to taxation on January 1, 2023, under the Constitution and laws of the State of Missouri, both real and tangible personal, subject to the provisions contained in Section 2 of this ordinance, as follows:

FIRST: A general tax of sixty and seventy-four hundredth cents (\$0.6074) on each hundred dollars of the assessed valuation of all such taxable property is levied and imposed for municipal operating purposes, to be credited to the General Fund.

SECOND: A general tax of sixty and seventy-six hundredth cents (\$0.6076) on each hundred dollars of assessed valuation of all such taxable property is levied and imposed for municipal operating expenses for hospitals and public health purposes, to be credited to the Health Fund.

THIRD: The Council, pursuant to authority granted under Section 92.031, RSMo, in the alternative, elects to levy and impose a tax for debt service of forty-eight cents (\$0.4800) on each hundred dollars of assessed valuation of all such taxable property, which tax is necessary for the maintenance of the General Debt and Interest Fund for the redemption of the outstanding general obligation bonds of the City maturing in Fiscal Year 2023-24 and for the payment of all interest becoming due and payable in Fiscal Year 2023-24, on the entire outstanding general obligation bond indebtedness of the City, except indebtedness upon which

the principal and interest are payable or budgeted for payment from other funds of the City.

FOURTH: A general tax of one and sixty-eight hundredth cents (\$0.0168) on each hundred dollars of the assessed valuation of all such taxable property is levied and imposed for municipal museum purposes, to be credited to the Museum Special Revenue Fund.

Section B. That this ordinance relating to setting the annual levy rates for taxation of real and tangible personal property is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(G) of the City Charter and shall take effect in accordance with Section 503, City Charter.

..end

I hereby certify that the levy specified in the THIRD paragraph of new Section 1 in Section A of the foregoing ordinance is necessary for the maintenance of the General Debt and Interest Fund for the payment of principal and interest on the outstanding general obligation bond indebtedness of Kansas City, as stated therein.

Tammy L. Queen
Director of Finance

Approved as to form:

Sam Miller
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: **230719** Click on the number to enter TMP-#.

Submitted Department/Preparer: Finance

Revised 8/3/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

To amend Ordinance No. 230171 which set the levy rates on tangible real and personal property located in the city to generate revenue for the General Fund, Health Fund, Museum Special Revenue Fund and General Debt and Interest Fund in connection with the FY2023-24 Adopted Budget.

Discussion

Ordinance No. 230171 set the levy rates on tangible real and personal property located in the City with the FY2023-24 adopted budget. The estimated levy rates used for budget formulation were based on prior year assessed values from the four counties in which the City is located.

During the summer each county provides revised certified assessed valuations. These revised values are used to complete the state levy certification process. The purpose of the levy certification process is to ensure that no jurisdiction receives a windfall or experience a shortfall due to changes in assessed valuation in accordance with the Hancock Amendment to the Missouri Constitution. The levy certification forms must be delivered to the County Clerks no later than October 1 each year. The calculated levies for FY23-24 are described below.

The final levy rates will be calculated and provided via a proposed committee substitute for this ordinance. Taxes for fiscal year 2023-24, commencing on first day of May 2023, in the total amount of \$X.XXXX per \$100, shall be levied upon all property within the City subject to taxation on January 1, 2023, under the Constitution and laws of the State of Missouri for both real and tangible property.

A general tax of XX.XX cents on each \$100 for the assessed valuation of all such taxable property is levied and imposed for municipal operating purposes to be credited to the General Fund.

A general tax of XX.XX cents on each \$100 of the assessed valuation of all such taxable property is levied and imposed for municipal operating expenses for hospitals and public health to be credited to the Health fund.

A general tax of XX.XX cents on each \$100 of the assessed valuation of all such taxable property is levied and imposed for purposes of paying debt service on outstanding general obligation bonds of the City.

A general tax of XX.XX cents on each \$100 of the assessed valuation of all such taxable property is levied and imposed for purposes for municipal museum purposes, to be credited to the Museum Special Revenue Fund.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?
Property tax revenues to be collected in the General Fund, Health Fund, General Debt & Interest Fund, and Museum Fund in various revenue accounts.

3. How does the legislation affect the current fiscal year?
Increases estimates for property tax collections by \$ XXXXX

4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
No, the estimate does not impact future fiscal years.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
Yes, the legislation generates property tax revenue for the current year.

Office of Management and Budget Review
(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No

2. This fund has a structural imbalance. Yes No

3. Account string has been verified/confirmed. Yes No

Additional Discussion (if needed)

This legislation is for the purpose of levying taxes to support revenue generation in the General Fund, Health Fund, General Debt and Interest Fund, and Museum Fund.

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Finance and Governance (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Reform the City's economic incentives to meet the policy objectives of the City Council
 - Ensure the resiliency of City government
 - Engage in workforce planning including employee recruitment, development, retention, and engagement
 - Ensure a responsive, representative, engaged, and transparent City government
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 -

Prior Legislation

230171

Service Level Impacts

Property tax collections significantly impact the City's ability to provide services. The general levy revenue is used to support basic services provided by the City such as public safety, road repair and emergency response. Revenues generated from the debt levy are used to meet the City's general debt obligations. Revenues generated from the health levy are dedicated to the health fund which supports care for the indigent. Revenues generated from the museum levy are used to support the Kansas City Museum.

Other Impacts

1. What will be the potential health impacts to any affected groups?
Property taxes collected from the health levy are dedicated to the health fund and used to pay expenditures related to healthcare for the indigent and support Health Department programs.
2. How have those groups been engaged and involved in the development of this ordinance?
The City's budget office holds annual budget meetings with the community to gain insight about citizen's priorities. The revenue generated from property taxes will support the City's adopted

budget. In addition, the Finance, Governance and Public Safety Committee hearing will serve as the public hearing on the setting of property tax rates and provide an opportunity for comment by interested parties.

3. How does this legislation contribute to a sustainable Kansas City?

The revenue generated from this legislation allows the City to meet its debt obligations as well as provide funding for the basic services provided by the City. This legislation also generates funds to provide healthcare services for the indigent.

4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

No - CREO's review is not applicable (Press tab after selecting)

Please provide reasoning why not:

Not applicable, the ordinance levies property taxes

5. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

6. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)

ORDINANCE NO 230719

Amending Ordinance No. 230171 by repealing Section 1 and enacting in its place a new Section 1 adjusting tax levy rates for the General Fund, Health Levy Fund, General Debt and Interest Fund, and Museum Special Revenue Fund, and recognizing this ordinance as having an accelerated effective date.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That Ordinance No. 230171 is hereby amended by repealing Section 1 and enacting a new Section 1 in its place to read as follows:

Section 1. That taxes for Fiscal Year 2023-24, commencing on the first day of May, 2023, in the total amount of one dollar seventy-one and eighteen hundredth cents (\$1.7118) per hundred dollars, shall be and are levied on all property within the City subject to taxation on January 1, 2023, under the Constitution and laws of the State of Missouri, both real and tangible personal, subject to the provisions contained in Section 2 of this ordinance, as follows:

FIRST: A general tax of sixty and seventy-four hundredth cents (\$.6074) on each hundred dollars of the assessed valuation of all such taxable property is levied and imposed for municipal operating purposes, to be credited to the General Fund.

SECOND: A general tax of sixty and seventy-six hundredth cents (\$.6076) on each hundred dollars of assessed valuation of all such taxable property is levied and imposed for municipal operating expenses for hospitals and public health purposes, to be credited to the Health Levy Fund.

THIRD: The Council, pursuant to authority granted under Section 92.031, RSMo, in the alternative, elects to levy and impose a tax for debt service of forty-eight cents (\$.4800) on each hundred dollars of assessed valuation of all such taxable property, which tax is necessary for the maintenance of the General Debt and Interest Fund for the redemption of the outstanding general obligation bonds of the City maturing in Fiscal Year 2023-24 and for the payment of all interest becoming due and payable in Fiscal Year 2023-24, on the entire outstanding general obligation bond indebtedness of the City, except indebtedness upon which the principal and interest are payable or budgeted for payment from other funds of the City.

FOURTH: A general tax of one and sixty-eight hundredth cents (\$.0168) on each hundred dollars of the assessed valuation of all such taxable property is levied and imposed for municipal museum purposes, to be credited to the Museum Special Revenue Fund.

Section B. That this ordinance relating to setting the annual levy rates for taxation of real and tangible personal property is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(G) of the City Charter and shall take effect in accordance with Section 503, City Charter.

I hereby certify that the levy specified in the THIRD paragraph of new Section 1 in Section A of the foregoing ordinance is necessary for the maintenance of the General Debt and Interest Fund for the payment of principal and interest on the outstanding general obligation bond indebtedness of Kansas City, as stated therein.

Tammy L. Queen
Director of Finance

Approved as to form:

Sam Miller
Assistant City Attorney



File #: 230720

ORDINANCE NO. 230720

Sponsor: Director of the Health Department

Establishing Fund No. 2190, Marijuana Sales Tax Fund, on the books and record of the City of Kansas City, Missouri; estimating revenue in the amount of \$458,000.00 in the Marijuana Sales Tax Fund; appropriating \$458,000.00 from the Unappropriated Fund Balance of the Violence Prevention portion of the Marijuana Sales Tax Fund to provide additional funding for Aim 4 Peace; and designating requisitioning authority.

WHEREAS, the Kansas City, Missouri Health Department is committed to improving the quality of life for all Kansas City residents through the reduction and prevention of violence and promotion of peaceful conflict resolution; and

WHEREAS; the Aim4Peace program is a comprehensive public health strategy designed to reduce violence through supporting community and connecting residents to basic services; and

WHEREAS, Resolution No. 230623 directed the City Manager to identify a funding plan to increase Aim4Peace annual funding allocation to \$1.6 million; and

WHEREAS, the Finance Department, in consultation with the Health Department, has determined that the best source of funding would be the Violence Prevention portion of the Marijuana Tax; and

WHEREAS, the Marijuana Tax will be collected beginning October 1, 2023, and the Fiscal Year 2024 partial year collection for violence prevention is estimated to be \$500,000.00; and

WHEREAS, for Fiscal Year 2025 and beyond, the Violence Prevention portion of the Marijuana Tax Revenue Fund would be estimated in the amount of \$1 million annually and allocated to additional Aim4Peace funding so that \$1.6 million will be appropriated for the program; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Fund No. 2190, Marijuana Sales Tax Fund, is hereby established in the records of the City of Kansas City, Missouri.

Section 2. That the revenue in the following account of the Marijuana Sales Tax Fund is hereby estimated in the following amount:

24-2190-120000-451130	Marijuana Sales Tax	\$458,000.00
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Section 3. That the sum of \$458,000.00 is appropriated from the Unappropriated Fund Balance of the Violence Prevent portion of the Marijuana Sales Tax Fund to the following accounts:

24-2190-501900-A	Aim 4 Peace	\$400,000.00
24-2190-501900-B	Aim 4 Peace	<u>58,000.00</u>
	TOTAL	\$458,000.00

Section 4. That the Director of Health is hereby designated as requisitioning authority for Account No. 24-2190-501900.

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

Tammy Queen
Director of Finance

Approved as to form:

Joseph A Guarino
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Health

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Establishing Fund No. 2190, Marijuana Sales Tax Fund, on the books and record of the City of Kansas City, Missouri; estimating revenue in the amount of \$458,000 in the Marijuana Sales Tax Fund; appropriating \$458,000 from the Unappropriated Fund Balance of the Violence Prevention portion of the Marijuana Sales Tax Fund to provide additional funding for Aim 4 Peace; and designating requisitioning authority

Discussion

The City of Kansas City, Missouri (KCMO) Health Department’s Aim4Peace Program (A4P) has been working to reduce violence in KCMO the east patrol using the Cure Violence Model for 15 years. Aim4Peace has achieved success, in designated areas, in reducing shootings and homicides with its violence case management and mediation services. These funds would expand the work into various neighborhoods in the urban core with particular attention within the KCMO Police Department’s East Patrol Division. Beneficiaries are urban core residents, primarily Black, Indigenous, and people of color (BIPOC) and lower-income households. The funds will support work to assist in preventing violence in diverse communities by increasing the organization's capacity to case manage high-risk individuals who have been impacted by violence.

Aim4Peace will support implementation of two Violence Prevention Neighborhood Outreach Teams in the East Patrol Division. Aim4Peace programming aims to remove barriers to access and opportunity for the targeted BIPOC communities served. Outcomes with primary activities include: strengthening the existing multidisciplinary teams (Violence Free Kansas City and KC 360), implementing violence reduction strategies mentioned in the 2020 Blueprint, and providing case management services to high-risk individuals within designated areas.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

Marijuana Sales Tax



City of Kansas City, Missouri

Docket Memo

3. How does the legislation affect the current fiscal year?

Budget increase of \$458,000.00

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

Yes.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

Additional funding may increase the ability to receive more federal funds.

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Public Safety (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Reduce violent crime among all age groups, placing an emphasis on young offenders
- Evaluate and identify areas of opportunity in the emergency response delivery system to ensure the best possible patient outcome
- Improve the diversity of employee recruitment, succession planning, and retention in the Police and Fire Departments
- Increase effectiveness and efficiencies of operations at Municipal Court and work to achieve the best possible outcomes for those served



City of Kansas City, Missouri

Docket Memo

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Prior Legislation

230623

Service Level Impacts

KPIs

80% of Aim4Peace (street conflict) mediations are resolved.

80% of community service activities supported by Aim4Peace in the target neighborhoods.

Other Impacts

1. What will be the potential health impacts to any affected groups?

It will focus on reducing violence amongst hispanics by providing alternatives and support with the implementation of the Aim4Peace/Cure Violence Model. The neighborhood associations and community groups have long supported the expansion of the Aim4Peace program in their respective neighborhoods.

2. How have those groups been engaged and involved in the development of this ordinance?

They have expressed their desire for expansion to their respect council representatives.

3. How does this legislation contribute to a sustainable Kansas City?

It offers alternatives to violence and case management services to those who find themselves impacted by violence.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

N/A

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

N/A



File #: 230742

ORDINANCE NO. 230742

Sponsor: Mayor Quinton Lucas

Amending Chapter 2, Code of Ordinances of Kansas City, Missouri, Article XIV, Budgetary and Financial Policies, Division 1, Financial Planning Policies, by repealing Section 2-1957, Capital asset rating system, and enacting a new Section 2-1957 in lieu thereof relating to the Capital Asset Rating System and City-wide Funding of Infrastructure Projects.

WHEREAS, Committee Substitute for Resolution No. 160951 stated the City Council's intention regarding the use of up to \$800 million in general obligation bond proceeds and directed the City Manager to annually include in the City's five-year business plan a recommendation on the amount of bonds to issue each year and specific projects to be funded; and

WHEREAS, in a Special Election called on April 4, 2017, the voters of the City of Kansas City, Missouri approved the issuance of general obligation bonds for Question 1 to be used for funding Streets, Bridges, and Sidewalks, Question 2 to be used for Flood Control and Question 3 to be used for Public Buildings in a total amount up to \$800 million to be issued over the course of 20 years; and

WHEREAS, in order to extend the life of the bond program, it is essential to level out spending over the next fifteen years; and

WHEREAS, capital infrastructure can have a significant effect or improvement on the quality of life of the City's neighborhoods by providing fair, transparent, and equitable services; and

WHEREAS, without world class infrastructure the City's economic prosperity, sustainability, equity and community health is at risk; and

WHEREAS, the City Council has a desire to ensure citywide-funded capital improvement projects are fairly assessed through a rating system to evaluate the impact such projects will have, NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 2, Code of Ordinances of the City of Kansas City, Missouri, Article XIV, Budgetary and Financial Policies, Division 1, Financial Planning Policies, Section

2-1957, Capital asset rating system, is hereby amended by repealing existing Section 2-1957 and enacting in lieu thereof a new Section 2-1957 to read as follows:

Sec. 2-1957. Capital asset rating system.

(a) *Definitions.*

- (1) As used in this section, “project” shall mean any infrastructure project that receives funding from a City Department or a codified quasi-governmental agency, special district, board, commission, or committee responsible for disbursing citywide funds for infrastructure improvements.

(b) *Policy.*

- (1) Establishing a policy for assigning a numerical score to citywide-funded capital projects as part of the annual capital improvements budgeting process. It is the intent of the City Council that all citywide-funded projects shall be evaluated based on the criteria set forth within this Section and that projects with high numerical scores shall be prioritized. If a quasi-governmental agency, special district, board, commission, or committee responsible for disbursing funds for infrastructure projects has not developed a numerical scoring system, it is the intent of the City Council that such body shall consider the criteria set forth herein to evaluate any recommendation or decision related to infrastructure projects.
- (2) The citywide funded capital scoring criteria will include, but not be limited to, the following factors:
- a. *Condition.* The project improves the existing condition, reliability and longevity of an asset and its ability to meet the basic level of service it provides. The project will avoid the potential failure of the asset due to substandard conditions.
 - b. *Safety.* The project will reduce potential hazards to the public and/or employees.
 - c. *Equity.* The project will improve an asset in the neighborhoods and for residents that have been historically and institutionally under-served, including low income and predominantly minority census tracts and zip codes.
 - d. *Sustainability.* The project will implement portions of any environmental sustainability plan adopted by the city.
 - e. *Use.* A determination of how many people and/or jobs will be positively impacted by the project.

- f. *Project readiness and leverage.* Project timing and ability to leverage outside funding.
- g. *Economic activity and community investment.* Project will improve access to activity and economic centers; or was requested by the community via the public improvements advisory committee process; or is located within one-half mile of an affordable housing development

(c) *Asset categories.* To ensure that comparison is conducted between similar types of projects, the capital improvement program projects shall be separated by asset type and/or predominate funding source. Project categories shall include the following asset categories:

(1) *Business type activity assets.*

- a. Stormwater.
- b. Water.
- c. Sewer.

(2) *Mobility assets.*

- a. Roadways.
- b. Bicycle facilities.
- c. Bridges.
- d. Sidewalks.
- e. ADA improvements.

(3) City buildings, including but not limited to operational facilities, community centers, convention facilities.

(4) Park amenities and cultural assets, including park structures, pools, sports complexes, fountains, trees, cultural facilities.

(5) Street and pedestrian lighting and traffic and pedestrian signals.

(d) *Authority.* The authority to annually recommend a scored and prioritized list of capital projects to the city council for adoption is hereby delegated to the finance department as part of the annual submission of the five-year financial plan.

..end

Approved as to form:

Samuel Miller
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230742

Submitted Department/Preparer: Mayor/Council's Office

Revised 8/3/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Amending Chapter 2, Code of Ordinances of Kansas City, Missouri, Article XIV, Budgetary and Financial Policies, Division 1, Financial Planning Policies, by repealing Section 2-1957, Capital asset rating system, and enacting a new Section 2-1957 in lieu thereof relating to the Capital Asset Rating System and City-wide Funding of Infrastructure Projects.

Discussion

This legislation does not have a fiscal impact.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
N/A
3. How does the legislation affect the current fiscal year?
N/A
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
N/A
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No
- 3. Account string has been verified/confirmed. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

- 1. View the [FY23 Citywide Business Plan](#)
- 2. Which CWBP goal is most impacted by this legislation?
Finance and Governance (Press tab after selecting.)
- 3. Which objectives are impacted by this legislation (select all that apply):
 - Reform the City's economic incentives to meet the policy objectives of the City Council
 - Ensure the resiliency of City government
 - Engage in workforce planning including employee recruitment, development, retention, and engagement
 - Ensure a responsive, representative, engaged, and transparent City government
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Prior Legislation

Click or tap here to list prior, related ordinances/resolutions.

Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

Other Impacts

1. What will be the potential health impacts to any affected groups?
The rating system has a health equity section, if the rating system is followed, it takes into account health impacts to certain areas of the population.
2. How have those groups been engaged and involved in the development of this ordinance?
The health department and the equity officer was consulted in developing the capital asset rating system.
3. How does this legislation contribute to a sustainable Kansas City?
The capital asset rating system looks at sustainability as part of its rating system.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.
5. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No
6. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No



File #: 230743

RESOLUTION NO. 230743

Sponsor: Councilmember Crispin Rea

RESOLUTION - Amending rules 3.11, 5.01, and 6.01 of the Standing Rules of the City Council of the City of Kansas City, Missouri, relating to reconsideration of ordinances and resolutions, motions to amend, and division of the question by repealing these three rules and enacting in lieu thereof three new rules of like number and subject matter.

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That rules 3.11, 5.01, and 6.01 of the Standing Rules of the City Council of the City of Kansas City, Missouri, relating to reconsideration of ordinances and resolutions, motions to amend, and division of the question by repealing these three rules and enacting in lieu thereof three new rules of like number and subject matter, to read as follows:

Rule 3.11 Reconsideration of ordinances and resolutions

- (a) After the decision upon any ordinance or resolution, any Councilmember who voted with the prevailing side may move for reconsideration of the ordinance or resolution not otherwise in effect at the same or next meeting.
- (b) Notwithstanding section (a), after the decision upon any ordinance submitted to the Council under the initiative, an emergency ordinance, or an ordinance with an accelerated effective date as defined in Section 503 of the City Charter, any Councilmember who voted with the prevailing side may only move for reconsideration of an ordinance not otherwise in effect at the same meeting.
- (c) A motion to reconsider shall be adopted upon the affirmative vote of a majority of the votes cast. Once a motion for reconsideration of a decision has been adopted and acted upon, or has been rejected, no other motion for a reconsideration of the decision shall be made at the same meeting without unanimous consent of the Councilmembers who are present. This rule does not affect the right of the Mayor to require reconsideration under the provisions of Section 505 of the Charter.

Rule 5.01 Motion to amend

- (a) A motion to amend an ordinance or resolution is in order when such ordinance or resolution is not in the hands of a committee and the motion is deemed adopted upon the affirmative vote of a majority of the votes cast.
- (b) An ordinance or resolution may be amended without limitation as to the number of amendments.
- (c) If an ordinance or resolution is amended, the changed ordinance shall be referred to “As Amended.”
- (d) An ordinance or resolution as amended shall be reduced to written form by the City Attorney, read aloud by the City Attorney, and provided to the Council in written or electronic form prior to debate on the ordinance or resolution as amended.
- (e) When a vote is to take place on an ordinance or resolution as amended introduced by the Mayor or a Councilmember, the order of vote on the ordinance or resolution as amended shall begin with the first listed sponsor of the ordinance or resolution as introduced. Subsequent votes shall conform with the procedure outlined in Rule 7.04(a).

Rule 6.01 Division of question

If a motion contains two or more divisible propositions, the presiding officer may, and upon a motion of a Councilmember, shall divide the same. The movant shall clearly state the manner in which the question is to be divided. A motion to strike out a provision and insert a substitute is not divisible. A vote to pass an ordinance or approve a resolution shall not be subject to a division of the question.

..end



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230743

Submitted Department/Preparer: Mayor/Council's Office

Revised 8/3/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Amending rules 3.11, 5.01, and 6.01 of the Standing Rules of the City Council of the City of Kansas City, Missouri, relating to reconsideration of ordinances and resolutions, motions to amend, and division of the question by repealing these three rules and enacting in lieu thereof three new rules of like number and subject matter.

Discussion

This legislation does not have a fiscal impact.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
N/A
3. How does the legislation affect the current fiscal year?
N/A
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
N/A
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No
- 3. Account string has been verified/confirmed. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

- 1. View the [FY23 Citywide Business Plan](#)
- 2. Which CWBP goal is most impacted by this legislation?
Finance and Governance (Press tab after selecting.)
- 3. Which objectives are impacted by this legislation (select all that apply):
 - Reform the City's economic incentives to meet the policy objectives of the City Council
 - Ensure the resiliency of City government
 - Engage in workforce planning including employee recruitment, development, retention, and engagement
 - Ensure a responsive, representative, engaged, and transparent City government
 -
 -

Prior Legislation

n/a

Service Level Impacts

n/a

Other Impacts

- 1. What will be the potential health impacts to any affected groups?

n/a

2. How have those groups been engaged and involved in the development of this ordinance?

n/a

3. How does this legislation contribute to a sustainable Kansas City?

n/a

4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

n/a Please Select (Press tab after selecting)

n/a

5. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

6. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)



File #: 230744

ORDINANCE NO. 230744

Sponsor: Mayor Quinton Lucas

Appropriating \$14,750,000.00 from the Unappropriated Fund Balance of the General Obligation Bond Series 2024A Q1-22 Project Fund; designating requisitioning authority; directing the Director of Parks and Recreation to find additional funding to cover any shortfalls in the cost of these repairs and improvements to the Aquatic Facilities; declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures; authorizing the Director of Parks and Recreation to allocate appropriated funds; authorizing the Director of Finance to close project accounts; and recognizing this ordinance as having an accelerated date.

WHEREAS, pursuant to General Obligation Bond Law, a special election was also duly held in the City on Tuesday, November 8, 2022 (the "2022 Election"), on the question of whether to issue general obligation bonds of the City in an amount not to exceed \$125,000,000.00 for the purpose of paying for the acquisition, construction, renovation, improvement, equipping, and furnishing of City parks, recreation, and entertainment facilities (the "Parks and Entertainment Facilities Question"); and

WHEREAS, pursuant to Ordinance No. 220918, As Amended, the total amount for the citywide allocation of city parks projects is \$20 million and the total amount for the in-district allocations is \$60 million with \$10 million for each council district; and

WHEREAS, Ordinance No. 230184, As Amended, established the General Obligation Series 2023 Bond Fund in the amount of \$40,600,000.00 which included \$5.25 million for the citywide allocation of parks projects; and

WHEREAS, the City of Kansas City has 27 aquatic facilities that offer various water-recreational activities within the aquatics system and within that system, there are 11 outdoor pools, 13 spray grounds, and 3 indoor pools; and

WHEREAS, on August 10, 2023, a consultant presented to the Council the City's Aquatics Master plan that developed options for the City's aquatics system that will meet community needs now and in the future while maximizing operational and financial stability; and

WHEREAS, the Council also believes that aquatics facilities should be affiliated with a community center whenever it is possible so the recreation offerings at the City's community

centers will also include pool/water activities to maximize the use of the City’s community centers; and

WHEREAS, City Council has a desire to acknowledge and respect the historical value of Swope Park Swimming Pool; and

WHEREAS, the current estimated cost to repair or replace the following facilities: Blue Valley Park Spray Park, Brush Creek Community Center Pool, Budd Park Pool, Central Park Spray Park, Douglas Park Spray Park, Garrison Square Park Spray Park, Gillham Park Spray Park, Gorman Pool, Gregg/Klice Community Center Pool, Grove Park Pool, Harmony Park Spray Park, Line Creek Community Center Pool, Longview Tract Spray Park, Loose Park Spray Park, Lykins Square Spray Park, Parade Park Spray Park, Seven Oaks Spray Park, Spring Valley Spray Park, Sunnyside Park Spray Park, The Bay Water Park, The Springs Aquatic Center, Tony Aguirre Community Center Pool, Jarboe Park Pool, Swope Park Pool, and Arbor Villa Pool is \$19,540,455.00 and the Parks Department currently has \$14,750,000.00 in its 2023-24 bond proceeds budget; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Fund No. 3824 is hereby established as the General Obligation Bond Series 2024A Q1-22 Project Fund in the records of the City of Kansas City, Missouri.

Section 2. That the revenues in the following account of Fund No. 3824, the General Obligation Bond Series 2024A Q1-22 Project Fund, is hereby estimated in the following amounts:

AL-3824-120000-590000	Bond Proceeds	\$14,750,000.00
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Section 3. That the sum of \$14,750,000.00 is hereby appropriated from the Unappropriated Fund Balance of Fund No. 3824, the General Obligation Bond Series 2024A Q1-22 Project Fund to the following accounts:

AL-3824-707567-B-70240074	Facilities	\$13,250,000.00
AL-3824-707567-B-70240075	Swope Park Pool Historic Preservation	<u>1,500,000.00</u>
	TOTAL	\$14,750,000.00

Section 4. That the Director of Parks and Recreation is designated as the requisitioning authority for Account No. AL-3824-708409-B, and AL-3824-707567-B.

Section 5. That the Director of Parks and Recreation shall find additional funding in the Parks Department’s fund balance, deferred maintenance account, CIP budget request, PIAC funding, or in-district bond proceeds to cover any shortages in the cost of these repairs and improvements to the Aquatic Facilities.

Section 6. That the City Council hereby declares its official intent to reimburse itself for

certain expenditures made within sixty (60) days prior to or on and after the date of this Ordinance with respect to appropriations in Section 3 (the “Appropriations”) with the proceeds of bonds expected to be issued by the City. The maximum principal amount of bonds expected to be issued for the Appropriation is not to exceed \$14,750,000.00. This constitutes a declaration of official intent under Treasury Regulation 1.150-2.

Section 7. That the Director of Finance is hereby authorized to close project accounts, encumbrances and retainage related to the accounts in Section 3 and return the unspent portion to the fund balance from which it came upon the earliest of: (i) Project’s completion; (ii) final maturity of financing, or (iii) five years after issuance.

Section 8. That this ordinance, relating to the design, repair, maintenance or construction of a public improvement, is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(D) of the City Charter and shall take effect in accordance with Section 503, City Charter

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

Tammy L. Queen
Director of Finance

Approved as to form:

Lana K. Torczon
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Mayor/Council's Office

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Appropriating \$14,750,000 from the Unappropriated Fund Balance of the General Obligation Bond Series 2024A Q1-22 Project Fund, designating requisitioning authority, declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures, and authorizing the Director of Finance to close project accounts; and recognizing this ordinance as having an accelerated effective date.

Discussion

GO Bond funds in the amount of \$14,750,000.00 will be used for Aquatic repairs, upgrades and replacements for aquatic facilities as needed, including the possible relocation of the Swope Pool to the grounds of the Southeast Community Center. The City of Kansas City Parks and Recreation Department has 27 aquatic facilities that offer various water-recreational activities within the aquatics system. Within that system, there are 11 outdoor pools, 13 spraygrounds, and 3 indoor pools

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

2024 - 2027 General Obligation Bond

3. How does the legislation affect the current fiscal year?

Legislation authorizes \$14,750,000 from general obligation bonds for pool repair and some replacements.

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

This will impact the years 2024-2027 General Obligation Bond.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

The legislation authorizes funds to Aquatic facilities in the system with upgrades to pools which will generate revenue through admission fee.



City of Kansas City, Missouri

Docket Memo

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

Ordinance No. 230529 directed the City Manager to use GO Bond Funds to restore and renew the Jarboe Park pool. Ordinance No. 220918, As Amended, stated that the total amount for the citywide allocation of city parks projects is \$20 million and the total amount for the in-district allocations is \$60 million with \$10 million for each council district. Ordinance No. 230184, As Amended, established the General Obligation Series 2023 Bond Fund in the amount of \$40,600,000 which included \$5.25 million for the citywide allocation of city parks projects.

City of Kansas City, Missouri

Docket Memo

Service Level Impacts

This legislation will allow for much needed improvements to existing aquatic facilities service areas.

Other Impacts

1. What will be the potential health impacts to any affected groups?

The aquatic improvements will provide recreation opportunities for residents and will have positive health impacts to the residents.

2. How have those groups been engaged and involved in the development of this ordinance?

Open house meetings, online surveys, social pinpoint, stakeholder meetings and meetings at Westside and Arbor Villa Neighborhood. Community and stakeholder meetings, phone calls, and email correspondence.

3. How does this legislation contribute to a sustainable Kansas City?

This legislation will authorize funds to upgrade an aging Aquatic facilities sytem. The improvements will substainally reduce water consumption comparing to the old pool, promoting environmental sustainability and organizational sustaninability.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

No

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

N/A



File #: 230424

ORDINANCE NO. 230424

Sponsor: Director of the Fire Department

Amending Chapter 26, Code of Ordinances, by repealing Section 26-907 of the Fire Code relating to Fire Alarms and Detection Systems and enacting in lieu thereof one new section of like number and subject matter to prohibit excessive false medical alarms from alarm signaling systems.

WHEREAS, the Fire Code prohibits an excessive number of false fire alarms from alarm signaling systems but does not prohibit an excessive number of false medical alarms from such systems; and

WHEREAS, the Kansas City Fire Department has made responses to false medical alarms from alarm signaling systems that have produced an excessive number of such false alarms; and

WHEREAS, the City desires to prohibit excessive false medical alarms from alarm signaling systems in the same manner as excessive false fire alarms; and

WHEREAS, Section 101.2 of the International Fire Code, 2018 Edition, adopted by the City pursuant to Ordinance No. 190202 establishes that the scope of such Code shall be to regulate conditions hazardous to life in the occupancy of structures or premises, matters related to alarm systems and conditions affecting the safety of emergency responders during emergency operations; and

WHEREAS, Section 67.280, Revised Statutes of Missouri, requires that amendments to model codes to be adopted by a municipality be filed with the City Clerk for not less than 90 days before such amendment to the model code may be adopted; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 26, Code of Ordinances of the City of Kansas City, Missouri, is hereby amended by repealing Section 26-907 relating to Fire Alarms and Detection Systems and enacting in lieu thereof one new section of like number and subject matter, to read as follows:

Sec. 26-907. Fire alarm and detection systems.

Sec. 26-907.6.5.3. Remote monitoring stations.

As of January 1, 2018, all supervisory station monitoring services shall be provided by a listed provider.

Sec. 26-907.9.1. Group R Occupancy requirements.

In addition to the requirements set forth in this code, operable smoke alarms shall be provided in all new and existing single-family dwellings, two-family dwellings, apartment houses, guest rooms used for sleeping purposes in lodging houses and hotels, in locations as follows:

- (1) In dwelling units, except efficiency dwelling units, an operable smoke alarm shall be mounted on ceilings or wall at a point centrally located in a corridor or another area giving access to rooms used for sleeping purposes unless the manufacturer's instructions provide otherwise, then in accordance with those instructions.
- (2) In efficiency dwelling units, lodging house sleeping rooms, hotel's sleeping rooms or suites, a working smoke alarm shall be centrally located on the ceiling of the main room or hotel sleeping room. Where sleeping rooms are on the upper level, an operable smoke alarm shall be placed near the center of the ceiling directly above the stairway serving such upper level unless the manufacturer's instructions provide otherwise, then in accordance with those instructions.
- (3) All working smoke alarms shall be listed and located in accordance with approved manufacturer's instructions. When actuated, the alarms shall provide an alarm in the dwelling or guest room.

Sec. 26-907.9.2. Duties.

- (a) It shall be the duty of the owner of every building regulated by this section to provide an approved operable fire warning system.
- (b) It shall be the duty of the owner of every lodging house, hotel and every vacant dwelling unit within every partially occupied dwelling and apartment house regulated by this section to maintain an operable fire warning system.
- (c) It shall be the duty of the occupant of every dwelling and apartment house regulated by this section to maintain an operable smoke alarm within their dwelling unit provided as part of the buildings fire warning system.

Sec. 26-907.10. Fire alarm reporting when premises are not monitored.

Whenever a fire alarm sounds in or upon a premise, which are not monitored by a central or remote station, or proprietary alarm signaling system, the owner or occupant shall without delay report such alarm to the fire department.

Sec 26-907.11. False alarm.

It shall be unlawful for any person to use a fire or medical alarm signaling system, which reports, or causes to report, five or more false alarms within any calendar year. For the purposes of this section, false alarm is defined as an alarm signal eliciting a response by the fire department when a situation requiring an immediate response does not in fact exist. An alarm shall not be considered a false alarm if it is determined that the alarm was caused by:

- (1) A natural or manmade catastrophe, or an act of God. Such events include tornadoes, floods, earthquakes, riots or other similarly violent conditions.
- (2) Vandalism causing physical damage to the premises.
- (3) Telephone outage.
- (4) Severe weather causing physical damage to the premises.
- (5) The test of the local alarm system by a licensed alarm business agent or employee who is present at the premises servicing, repairing or installing the alarm when such testing does not result in the alarm being activated for an uninterrupted period exceeding 60 seconds and when the fire department's communications center has been notified of the test.

Sec. 26-907.11.1. Notification.

A person charged by the fire department for initiating a false alarm shall be notified in writing of each false alarm determination.

Sec. 26-907.11.2. Review of alarm determination.

The fire prevention division shall, when requested, review the determination that an alarm was false. Such review may be granted only if the person requests such a procedure within fifteen days of the notice of false alarm determination. A request for determination by the fire prevention division shall include at least the following:

- (1) The person's name;
- (2) The address at which the alarm is installed;
- (3) The date of the alarm signal being contested; and
- (4) The facts upon which the request for a determination is made.

Sec. 26-907.11.3. Certification and false alarm penalties.

- (1) Any person determined to be using a fire alarm signaling system, which reports or causes to be reported three or more false fire alarms within a calendar year shall be subject to the fine schedule below and shall have such system become a certificated fire alarm system by Underwriters Laboratories (UL).

- (2) Any person determined to be using either a fire or medical alarm signaling system which reports or causes to be reported more than three false alarms within a calendar year shall be fined in accordance with the following schedule:
 - a. First offense – Fourth false alarm\$25.00
 - b. Second offense – Fifth false alarm\$50.00
 - c. Third offense – Sixth false alarm\$75.00
 - d. Fourth offense – Seventh false alarm\$100.00
 - e. Fifth offense – Eighth false alarm\$125.00
 - f. Upon the sixth offense - Ninth false alarm and of any other subsequent offenses-for each subsequent false alarm\$250.00

Sec. 26-907.11.4. Separate offenses.

Each day, or any portion of a day, of violation of any provision of this chapter shall constitute a separate offense.

Sec. 26-907.11.5. Mail-in fine.

Persons who do not request a review of a false alarm determination may avoid a court appearance by mailing to the fire prevention division within ten days of receipt of the notice of the determination the proper amount of fine as set forth in the above penalty schedule.

..end

Approved as to form:

Alan L. Holtkamp
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Fire

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

This Ordinance would amend the Fire Code to treat excessive false medical alarms in the same manner as excessive false fire alarms.

Discussion

Currently the Fire Code only regulates excessive false fire alarms. The Fire Department has made responses to false medical alarms from alarm signaling systems that have produced an excessive number of such false medical alarms. Therefore, this ordinance would regulate excessive false medical alarms in the same manner as excessive false fire alarms. The Fire Code is the appropriate place to regulate excessive false medical alarms in this manner because the Fire Code regulates conditions hazardous to life in the occupancy of structures or premises, matters related to alarm systems and conditions affecting the safety of emergency responders during emergency operations. State law, Section 67.280, RSMo, requires that amendments to model codes, such as the Fire Code, that are adopted by a municipality be filed with the City Clerk for not less than 90 days before such amendment to the model code may be adopted.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

N/A

3. How does the legislation affect the current fiscal year?

The legislation would produce revenue from fines if fines are imposed pursuant to the legislation. Such fines can range from \$25 for a first offense up to \$250 for a sixth offense. The total revenue to be collected for excessive medical false alarms is indeterminable at this time.

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

The legislation may have such an impact by generating revenue from fines.



City of Kansas City, Missouri

Docket Memo

- Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

The legislation could generate revenue.

Budget Review

(Staff will complete this section.)

- This legislation is supported by the general fund. Yes No
- This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

Fine revenue collected for excessive medical false alarms would be deposited into the General Fund.

Citywide Business Plan Impact

List which goals and objectives in the Citywide Business Plan are impacted.

Prior Legislation

There is no known prior legislation regulating false medical alarms in this manner.

Service Level Impacts

This legislation will not effect Fire Department service levels.

Other Impacts

- What will be the potential health impacts to any affected groups?

There is no known health impact.

- How have those groups been engaged and involved in the development of this ordinance?

Click or tap here to enter text.

- Is this legislation good for the children?



City of Kansas City, Missouri

Docket Memo

Yes.

4. How does this legislation contribute to a sustainable Kansas City?

This legislation will hopefully reduce the number of vehicle responses to excessive false medical alarms.



File #: 230691

ORDINANCE NO. 230691

Sponsor: Mayor Quinton Lucas

Authorizing the collection of the annual special assessment imposed by the Westport Special Business District; consenting to the proposed uses of the revenues produced therefrom; estimating and appropriating revenue in the amount of \$48,165.00 in the Westport Special Business District Fund; re-estimating and re-appropriating the remaining uncollected revenues and unexpended and unencumbered appropriations to the 2024-25 Fiscal Year; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the Westport Special Business District (“WSBD”) was established by the City as a political subdivision in 1987 through Committee Substitute for Ordinance No. 61292; and

WHEREAS, pursuant to RSMo. § 71.800, the City authorized the WSBD to hold an election to impose a \$2.50 special assessment on the abutting foot of the lots, tracts, and parcels of land within the WSBD through Ordinance No. 63576 in 1989; and

WHEREAS, the qualified voters of the WSBD approved the special assessment in an election held on May 10, 1989; and

WHEREAS, since at least 1990 it has been the practice of the City to act as an overseer which collects the special assessment on behalf of the WSBD; and

WHEREAS, due to the resignation of all members of the board of commissioners for the WSBD on December 1, 2022, the WSBD has not yet sought collection of the special assessment for fiscal year 2023–2024; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Council authorizes the FY 2023–2024 collection of a front foot special assessment of \$2.50 per abutting foot of the lots, tracts and parcels of and land within the Westport Special Business District abutting on public streets, roads and highways therein.

Section 2. That the City Council consents to the use of the revenue derived from such front foot special assessment for the maintenance and operation of the lighting fixtures, brick entry monuments, and related purposes as described in Exhibit A to Ordinance No. 100148 - Amendment 1 to the Agreement to Maintain Decorative Lights in Public Right-of-Way.

Section 3. That the revenue in the following account of the Westport Special Business District Fund is hereby estimated in the following amount:

24-6800-120000-484000	Collections from Assessments	\$48,165.00
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..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

Tammy L. Queen
Director of Finance

Approved as to form:

Samuel Miller
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230691

Submitted Department/Preparer: Finance

Revised 8/3/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Authorizing the collection of the annual special assessment imposed by the Westport Special Business District; consenting to the proposed uses of the revenues produced therefrom; estimating and appropriating revenue in the amount of \$48,165.00 in the Westport Special Business District Fund; re-estimating and re-appropriating the remaining uncollected revenues and unexpended and unencumbered appropriations to the 2024-25 Fiscal Year; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

Discussion

All members of the Westport Special Business District (WSBD) board of commissioners resigned on December 1, 2022. As such, the WSBD has not sought collection of the front foot special assessment for FY 2023-24. This ordinance authorizes the City to collect the front foot special assessment of \$2.50 per abutting foot of properties within the WSBD abutting public streets, roads, and highways. The revenue derived from this special assessment is utilized for the maintenance and operations of certain improvements in the public right-of-way including decorative lighting and monuments.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
The Westport Special Business District Fund
24-6800-120000-484000 Collections from Assessments \$48,165.00
3. How does the legislation affect the current fiscal year?

This ordinance authorizes the collection of a front foot special assessment within the Westport Special Business District (WSBD) and estimates revenue in the amount of \$48,165.00 for the current fiscal year.

4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
This legislation has no impact on future fiscal years.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
Yes, this ordinance authorizes the collection of revenue.

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No
2. This fund has a structural imbalance. Yes No
3. Account string has been verified/confirmed. Yes No

Additional Discussion (if needed)

This ordinance authorizes the collection of a front foot special assessment and estimates \$48,165.00 of revenue in the Westport Special Business District Fund.

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Finance and Governance (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Reform the City's economic incentives to meet the policy objectives of the City Council
 - Ensure the resiliency of City government
 - Engage in workforce planning including employee recruitment, development, retention, and engagement
 - Ensure a responsive, representative, engaged, and transparent City government
 -



Prior Legislation

Ord. No. 61292 (1987)

Service Level Impacts

No direct impact on City services.

Other Impacts

1. What will be the potential health impacts to any affected groups?
This ordinance authorizes the collection of revenue and has no direct potential health impacts.
2. How have those groups been engaged and involved in the development of this ordinance?
This ordinance authorizes the collection of revenue and has no direct potential health impacts.
3. How does this legislation contribute to a sustainable Kansas City?
This ordinance authorizes the collection of revenue and has no direct impact on sustainability.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

No - CREO's review is not applicable (Press tab after selecting)

Please provide reasoning why not:

This ordinance authorizes the City to collect revenue and specifies the source and use for said revenue. The ordinance does not approve appropriations for spending or authorize contracts.

5. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

6. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)