



Agenda

Neighborhood Planning and Development Committee

Lee Barnes Jr., Chair
Andrea Bough, Vice Chair
Dan Fowler
Brandon Ellington
Teresa Loar

Wednesday, June 9, 2021

1:30 PM

26th Floor, Council Chamber

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>

BEGINNING OF CONSENT AGENDA

210475

Approving the plat of Fountain Hills Twelfth Plat, an addition in Platte County, Missouri, on approximately 20.174 acres generally located at the southeast corner of N.W. 96th Street and N. Platte Purchase Drive, creating 56 lots and 1 tract for the purpose of creating a 56 lot single family subdivision; accepting various easements; establishing grades on public ways; authorizing the Director of City Planning and Development to execute and/or accept certain agreements; and directing the City Clerk to record this ordinance and attached documents. (CLD-FnPlat-2020-00040)

Attachments: [Fact Sheet](#)

END OF CONSENT AGENDA

210480

Directing the City Manager to work with the Director of Health and Health Commission Co-Chairs to develop a plan to create the Health in All Policies framework; and directing the City Manager to present his plan to Council within 45 days.

Attachments: [fact sheet](#)

210481 Accepting and approving a \$113,750.00 federal grant with the University of Missouri-Kansas City to provide funding for lead poisoning technical study and partnerships; estimating and appropriating \$113,750.00 in the Health Grants Fund; and designating requisitioning authority.

Attachments: [Impact KC HUD Grant FY22 - Fact Sheet](#)
[Impact KC HUD Grant FY22 - Budget](#)
[Fiscal Note Template FY22b](#)
[Approp Admin](#)

210482 Accepting and approving a \$10,000.00 grant award from the Missouri Department of Health and Senior Services to provide funding for the Summer Food Services Program for Children; and authorizing an expenditure not to exceed \$10,000.00 from funds previously appropriated.

Attachments: [Summer Food Service FY21 - Fact Sheet](#)
[Fiscal Note Template FY22](#)
[Summer Food Program FY22- Budget](#)

210483 Estimating revenues and appropriating funds in the amount of \$2,820,997.00 in the Community Development Block Grants Fund from CARES Act Funding; approving a substantial amendment to the 2020 One Year Action Plan; authorizing the Director of Neighborhoods and Housing Services to execute contracts for Community Development Block Grant (CDBG) activities; and designating requisitioning authority.

Attachments: [Approp Admin CDBG](#)
[Fiscal Note CDBG-CV 2](#)
[Fact Sheet CDBG-CV Rnd 2](#)

210485 Estimating revenues and appropriating funds in the amount of \$11,722,305.00 in the General Grants Fund for the Emergency Rental Assistance program from the U.S. Department of Treasury to assist households that are unable to pay rent and utilities due to the COVID-19 pandemic; authorizing the Director of Housing and Community Development Department to execute contracts for Emergency Rental Assistance activities; requiring quarterly status reports; directing the City Manager to report back to Council within 14 days once full allocation is received with a funding distribution plan; and designating resignation authority.

Attachments: [Fact Sheet ERA2- correction](#)
[Fiscal Note ERA2](#)
[Approp Admin ERAP](#)

HELD IN COMMITTEE

210189 Vacating a portion of E. 23rd Street in Districts R-0.5 and DC-15 generally located just north of Children's Mercy Hospital, to allow for the hospital to eliminate the need for certain encroachment permits and the associated ongoing fees for existing pedestrian bridges and future building footprints and directing the City Clerk to record certain documents. (1752-V)

Attachments: [Fact Sheet](#)
[StaffReport](#)
[Survey](#)
[Exhibit A](#)

210463 Amending Chapter 88, Zoning and Development Code, Section 88-370, to include a new subsection 88-370-08, Temporary Government Sponsored Shelters, to allow the City to provide temporary housing for the houseless. (CD-CPC-2021-00074)

Attachments: [CD-CPC-2021-00074 Fact Sheet](#)
[Code Amendment ORDREQ](#)

ADDITIONAL BUSINESS

1. There may be a general discussion regarding current Neighborhood Planning and Development Committee issues.

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 auditors.

3. Those who wish to comment on proposed ordinances can email written 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:

- Livestream on the city's website at www.kcmo.gov
- Livestream on the city's YouTube channel at <https://www.youtube.com/watch?v=3hOuBlq4fok>
- 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 Clerk's website and look in the Video on Demand section: http://kansascity.granicus.com/ViewPublisher.php?view_id=2

The City Clerk's Office now has equipment for the hearing impaired for use with every meeting. To check out the equipment please see the secretary for each committee. Be prepared to leave your Driver's License or State issued Identification Card with the secretary and she will give you the equipment. Upon returning the equipment your license will be returned.

Adjournment



Legislation Text

File #: 210475, Version: 1

ORDINANCE NO. 210475

Approving the plat of Fountain Hills Twelfth Plat, an addition in Platte County, Missouri, on approximately 20.174 acres generally located at the southeast corner of N.W. 96th Street and N. Platte Purchase Drive, creating 56 lots and 1 tract for the purpose of creating a 56 lot single family subdivision; accepting various easements; establishing grades on public ways; authorizing the Director of City Planning and Development to execute and/or accept certain agreements; and directing the City Clerk to record this ordinance and attached documents. (CLD-FnPlat-2020-00040)

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the plat of Fountain Hills Twelfth Plat, a subdivision in Platte County, Missouri, a true and correct copy of which is attached hereto and incorporated herein by reference, is hereby approved.

Section 2. That the plat granting and reserving unto Kansas City an easement and license or right to locate, construct, operate and maintain facilities including, but not limited to, water, gas, sewerage, telephone, cable TV, surface drainage, underground conduits, pad mounted transformers, service pedestals, any and all of them upon, over, under and along the strips of land outlined and designated on the plat by the words utility easement or U/E be and the same are hereby accepted and where other easements are outlined and designated on the plat for a particular purpose, be and the same are hereby accepted for the purpose as therein set out.

Section 3. That the grades of the streets and other public ways set out on the plat, herein accepted are hereby established at the top of curb, locating and defining the grade points which shall be connected by true planes or vertical curves between such adjacent grade points, the elevations of which are therein given, in feet above the City Directrix.

Section 4. That the Director of City Planning and Development is hereby authorized to execute a Covenant to Maintain Storm Water Detention and BMP Facilities Agreement, to be in a form substantially as that attached hereto as Exhibit A and incorporated herein by reference.

Section 5. That the Director of City Planning and Development is hereby authorized to execute and/or accept any and all agreements necessary to clear the title of any right of way, utility easements or other public property dedicated on the plat.

Section 6. That the City Clerk is hereby directed to record copies of this ordinance, together with the documents described herein and all other relevant documents, when the Developer has met all of the requirements for the plat to be released for recording, in the Office of the Recorder of Deeds of Platte County, Missouri.

Section 7. That the Council finds that the City Plan Commission has duly recommended its approval of this plat on May 18, 2021.

Approved as to form and legality:

Eluard Alegre
Assistant City Attorney

COMMUNITY PROJECT/ZONING

Ordinance Fact Sheet

210475

Ordinance Number

Brief Title

Approving the plat of Fountain Hills Twelfth Plat, an addition in Kansas City, Platte County, Missouri

<p>Specific Address Approximately 20.174 acres generally located at the southeast corner of NW 96th Street and N Platte Purchase Drive, creating 56 lots and 1 tract.</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%; padding: 5px;">Sponsor</td> <td style="padding: 5px;">Jeffrey Williams, AICP, Director Department of City Planning & Development</td> </tr> <tr> <td style="padding: 5px;">Programs, Departments, or Groups Affected</td> <td style="padding: 5px;">City-Wide Council District(s) 2(PL) Fowler - Loar Other districts (school, etc.) Platte County R-III</td> </tr> <tr> <td style="padding: 5px;">Applicants / Proponents</td> <td style="padding: 5px;">Applicant(s) Kimley - Horn City Department City Planning and Development Other</td> </tr> <tr> <td style="padding: 5px;">Opponents</td> <td style="padding: 5px;">Groups or Individuals None Known Basis of Opposition</td> </tr> <tr> <td style="padding: 5px;">Staff Recommendation</td> <td style="padding: 5px;"><input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against:</td> </tr> <tr> <td style="padding: 5px;">Board or Commission Recommendation</td> <td style="padding: 5px;">By: City Plan Commission May 18, 2021 <input type="checkbox"/> Approval <input type="checkbox"/> Denial <input checked="" type="checkbox"/> Approval, with conditions</td> </tr> <tr> <td style="padding: 5px;">Council Committee Actions</td> <td style="padding: 5px;"><input type="checkbox"/> Do Pass <input type="checkbox"/> Do Pass (as amended) <input type="checkbox"/> Committee Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not pass</td> </tr> </table>	Sponsor	Jeffrey Williams, AICP, Director Department of City Planning & Development	Programs, Departments, or Groups Affected	City-Wide Council District(s) 2(PL) Fowler - Loar Other districts (school, etc.) Platte County R-III	Applicants / Proponents	Applicant(s) Kimley - Horn City Department City Planning and Development Other	Opponents	Groups or Individuals None Known Basis of Opposition	Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against:	Board or Commission Recommendation	By: City Plan Commission May 18, 2021 <input type="checkbox"/> Approval <input type="checkbox"/> Denial <input checked="" type="checkbox"/> Approval, with conditions	Council Committee Actions	<input type="checkbox"/> Do Pass <input type="checkbox"/> Do Pass (as amended) <input type="checkbox"/> Committee Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not pass
Sponsor	Jeffrey Williams, AICP, Director Department of City Planning & Development														
Programs, Departments, or Groups Affected	City-Wide Council District(s) 2(PL) Fowler - Loar Other districts (school, etc.) Platte County R-III														
Applicants / Proponents	Applicant(s) Kimley - Horn City Department City Planning and Development Other														
Opponents	Groups or Individuals None Known Basis of Opposition														
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against:														
Board or Commission Recommendation	By: City Plan Commission May 18, 2021 <input type="checkbox"/> Approval <input type="checkbox"/> Denial <input checked="" type="checkbox"/> Approval, with conditions														
Council Committee Actions	<input type="checkbox"/> Do Pass <input type="checkbox"/> Do Pass (as amended) <input type="checkbox"/> Committee Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not pass														
<p>Reason for Project This final plat application was initiated by Kimley-Horn, in order to subdivide the property in accordance with the city codes and state statutes. (The developer intends to construct a 56 single family home subdivision.)</p>															
<p>Discussion This is a routine final plat ordinance that authorizes staff to continue to process the plat for recording. This plat can be added to the consent agenda.</p> <p>CONTROLLING CASE Case No. 12883-CUP-5 – To approve a community unit project plan on approximately 255.4 acres generally bounded by Missouri Highway 152, N. Platte Purchase Drive, N.W. 96th Street, and U.S. Highway 169 to permit development of approximately 643 single-family lots and several private open space and storm water detention tracts in District R1a (One-family dwelling district medium density). City Plan Commission recommended approval on July 18, 2006. City Council Ordinance 070206 was passed on March 8, 2007.</p>															

Details

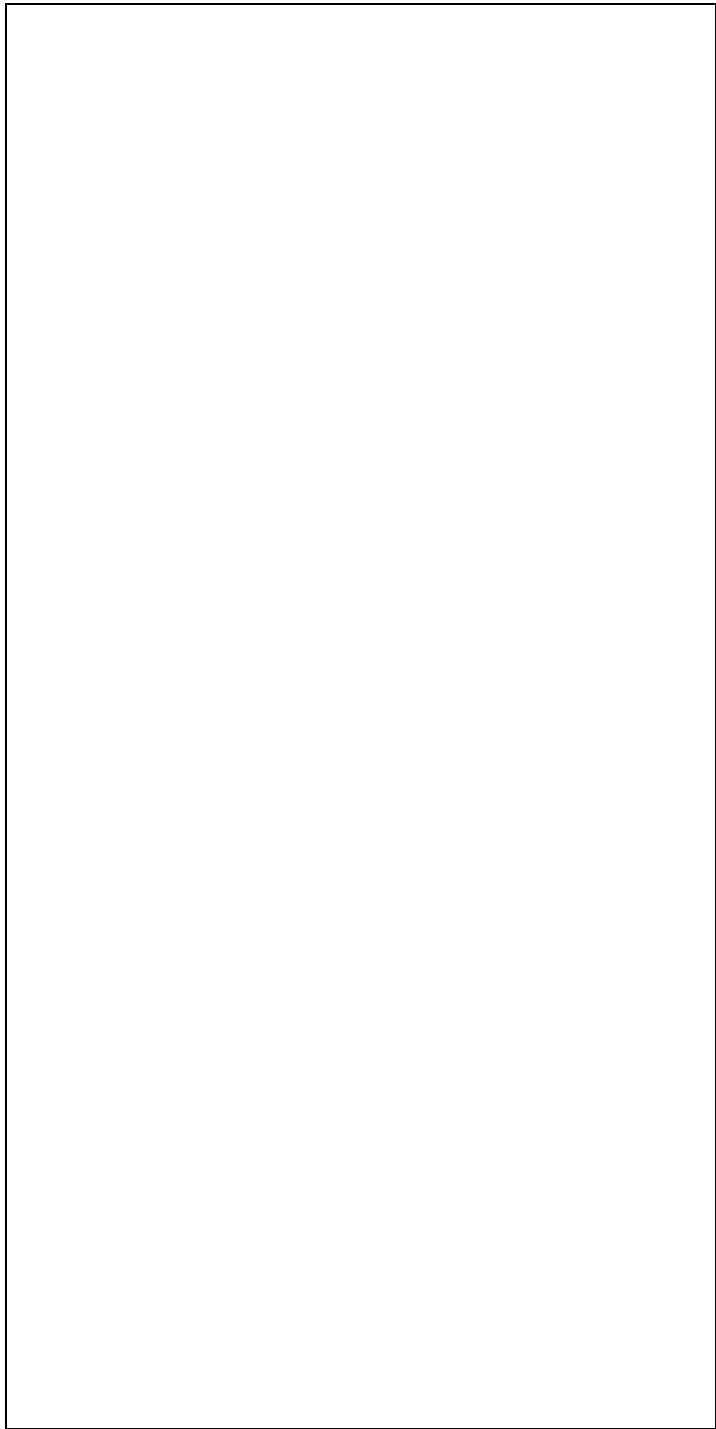
--

Policy / Program Impact

Policy or Program Change N/A	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment N/A	

Finances

Cost & Revenue Projections – Including Indirect Costs N/A	
Financial Impact N/A	
Fund Source and Appropriation Account Costs N/A	
Is it good for the children?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No



How will this contribute to a sustainable Kansas City?	<p>This project consists of public and private improvements for a 76 lot single-family residential development on approximately 18.3 acres of previously undeveloped property. There is also an existing stormwater detention facility constructed by an earlier plat. These facilities will reduce the overall storm water volume and attenuate the peak runoff rate to less than existing conditions. The private open space will also retain much of the existing natural vegetation and natural waterways. Runoff from within the development will be conveyed in an enclosed storm sewer system and released into the detention facilities. Common areas will be maintained by the homeowners' association through a covenant agreement. Modern and safe, walkable streets with sidewalks, curb and gutter and street lights will be constructed. New sanitary sewers will be constructed that will minimize infiltration and inflow within the system conveyed to the treatment facility. Homeowners must adhere to the codes, covenants and restrictions prepared for the project to assure ongoing maintenance and upkeep of their personal residences and common properties. This development will increase the tax base for the developed lots and will provide ample permanent greenspace within the development.</p> <p>Written by Lucas Kaspar, PE</p>
---	---

Project Start Date

Projected Completion or Occupancy Date

Fact Sheet Prepared by:
Thomas Holloway

Date: May 20, 2021

Reviewed by:
Lucas Kaspar, PE,

Land Development Division (LDD)
City Planning & Development

Reference or Case Numbers: CLD-FnPlat-2020-00040



Legislation Text

File #: 210480, Version: 1

RESOLUTION NO. 210480

Directing the City Manager to work with the Director of Health and Health Commission Co-Chairs to develop a plan to create the Health in All Policies framework; and directing the City Manager to present his plan to Council within 45 days.

WHEREAS, the Health Commission’s 2022-2027 Kansas City Community Health Improvement Plan (“KC-CHIP”) was endorsed and supported by Council via Resolution No. 210443; and

WHEREAS, the KC-CHIP recommended the City institute a Health in All Policies framework, which is a collaborative approach that integrates and articulates health considerations into policymaking across sectors to improve the health of all communities and people; and

WHEREAS, the broad goal of achieving better health has resulted in a call to action across the country that encompasses everything from promoting healthy behaviors to creating environments that make it easier to improve all aspects of health including addressing health disparities and systemic racism; and

WHEREAS, the Health Department and the City have engaged in LifeX discussions and strategies geared to increase the quality of life and address health disparities and racial inequities in life expectancy between zip codes; and

WHEREAS, the disparity in life expectancy between individuals living in zip codes 64113 (93% white) and 64128 (86% black) is 18.2 years as individuals living in 64113 have 86.3 years of life expected and individuals living in 64128 have 68.1 years of life expected; NOW, THEREFORE

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager, in collaboration with the Director of Health and the Health Commission Co-Chairs, is directed to develop a plan to establish and implement a Health in All Policies framework that will require clear mandates for review of budget and ordinance submissions by departments, intersectoral collaboration, accountability and transparency, stakeholder participation, and practical tools for evaluating the health impact of proposed policies and budget requests.

Section 2. That the City Manager is directed to present his plan to establish and implement a Health in All Policies framework to the City Council within 45 days after passage of this resolution.



Legislation Text

File #: 210481, Version: 1

ORDINANCE NO. 210481

Accepting and approving a \$113,750.00 federal grant with the University of Missouri-Kansas City to provide funding for lead poisoning technical study and partnerships; estimating and appropriating \$113,750.00 in the Health Grants Fund; and designating requisitioning authority.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That an agreement between the City of Kansas City, Missouri, acting through its Director of Health (the “Director”), and the University of Missouri-Kansas City (UMKC) pursuant to which UMKC will provide funding for partnerships with Children’s Mercy Hospital and Clinics and the Kansas City, Missouri Health Department to develop an assessment tool to determine the risk of lead poisoning for children and to evaluate the efficacy of common lead hazard control measures in residential housing in Kansas City, Missouri, for the period beginning January 4, 2021, through July 3, 2023, for an amount not to exceed \$113,750.00, is hereby accepted and approved. A copy of the grant award agreement, in substantial form, is on file with the Director.

Section 2. That revenue in the following account of Health Grants Fund is hereby estimated in the following amount:

22-2480-500001-472670-G50507124 Identifying Children at at High Risk \$113,750.00

Section 3. That the sum of \$113,750.00 is hereby appropriated from the Unappropriated Fund Balance of the Health Grants Fund in the following amount:

22-2480-505071-A-G50507124 Identifying Children at High Risk	\$17,550.00
22-2480-505071-B-G50507124 Identifying Children at High Risk	96,200.00
TOTAL	\$113,750.00

Section 4. That the Director of Health is designated a requisitioning authority for Account No. 22-2480-505071-G50507124 and is hereby authorized to expend the sum of \$113,750.00 from funds appropriated to the account.

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 and legality:

Eluard Alegre
Assistant City Attorney

UMKC - Identifying Homes That Put Children At High Risk For Lead Poisoning

Revenues

Account Number	Revenue Account Title	Current Budget Estimate	Revised Estimate	Dollar Change
22-2480-500001-472670-G50507124	Identifying Children At High Risk	\$ -	\$ 113,750	\$ 113,750

Appropriations

Account Number	Appropriation Account Title	Current	Revised Estimate	Dollar Change
22-2480-505071-A-G50507124	Identifying Children At High Risk	\$ -	\$ 17,550	\$ 17,550
22-2480-505071-B-G50507124	Identifying Children At High Risk	\$ -	\$ 96,200	\$ 96,200
		\$ -	\$ 113,750	\$ 113,750

LEGISLATIVE FISCAL NOTE

LEGISLATION
NUMBER:

210481

LEGISLATION IN BRIEF:

Accepting and approving a \$113,750.00 federal grant with the University of Missouri, Kansas City to provide funding for lead poisoning technical study and partnerships; estimating and appropriating \$113,750.00 in the Health Grants Fund; and designating requisitioning authority.

What is the purpose of this legislation?

OPERATIONAL

For the purpose of authorizing expenditures new or planned to conduct municipal services

Does this legislation spend money?

YES

Yes/No

See Sections 01, 02 and 03 for sources of funding

Does this legislation estimate new Revenues?

YES

Yes/No

See Section 02 for new revenue estimates

Does this Legislation Increase Appropriations?

YES

Yes/No

See Section 03 for increases in appropriations

Are costs associated with this legislation ongoing (Yes)? Or one-time (No)

NO

Yes/No

See Section 00: " Notes" Below

Section 00: Notes:

Accepting and approving a \$113,750.00 federal grant with the University of Missouri

Five years of operational costs for ongoing programs should be included in Section 04 below.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
2480	500001	472670	G50507124	113,750.00	

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
2480	505071	601100	G50507124	17,550.00	
2480	505071	612350	G50507124	96,200.00	

NET IMPACT ON OPERATIONAL BUDGET

RESERVE STATUS:

REVENUE SUPPORTED

SECTION 04: FIVE-YEAR FISCAL IMPACT (Direct and indirect)

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
2480	Health Grants Fund	113,750.00						
TOTAL REV		113,750.00	-	-	-	-	-	-
FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
2480	Health Grants Fund	113,750.00						
TOTAL EXP		113,750.00	-	-	-	-	-	-
NET Per-YEAR IMPACT		-	-	-	-	-	-	-
NET IMPACT (SIX YEARS)								-

REVIEWED BY

Charles Leap, OMB

DATE

5/24/2021



Legislation Text

File #: 210482, Version: 1

ORDINANCE NO. 210482

Accepting and approving a \$10,000.00 grant award from the Missouri Department of Health and Senior Services to provide funding for the Summer Food Services Program for Children; and authorizing an expenditure not to exceed \$10,000.00 from funds previously appropriated.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That a contract between the City of Kansas City, Missouri, acting through its Director of Health (the “Director”), and the Missouri Department of Health and Senior Services (“DHSS”) pursuant to which DHSS will provide funding for the Summer Food Services Program for Children throughout the Kansas City, Missouri, area for the period beginning May 31, 2021, through September 15, 2021, for an amount not to exceed \$10,000.00, is hereby accepted and approved. A copy of the contract, in substantial form, is attached hereto and made a part by reference.

Section 2. That the Director is hereby authorized to expend the sum of \$10,000.00 in funds previously appropriated to Account No. 22-2480-505417-A-G50541721 for the contract.

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 and legality:

Eluard Alegre
Assistant City Attorney

LEGISLATIVE FISCAL NOTE

LEGISLATION
NUMBER:

210482

LEGISLATION IN BRIEF:

Accepting and approving a \$10,000.00 grant award from the Missouri Department of Health and Senior Services to provide funding for the Summer Food Services Program for Children.

What is the purpose of this legislation?

OPERATIONAL

For the purpose of authorizing expenditures new or planned to conduct municipal services

Does this legislation spend money?

YES

Yes/No

See Sections 01, 02 and 03 for sources of funding

Does this legislation estimate new Revenues?

NO

Yes/No

0

Does this Legislation Increase Appropriations?

NO

Yes/No

Are costs associated with this legislation ongoing (Yes)? Or one-time (No)

NO

Yes/No

See Section 00: " Notes" Below

Section 00: Notes:

Accepting and approving a \$10,000.00 grant award from the Missouri Department of Health and Senior Services to provide funding for the Summer Food Services Program for Children. Revenues were estimated in the FY22 Adopted Budget and Authorizing an expenditure not to exceed \$10,000.00 from funds previously appropriated.

Five years of operational costs for ongoing programs should be included in Section 04 below.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
2480	505417	601100	G50541721	\$10,000.00	

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

NET IMPACT ON OPERATIONAL BUDGET

-	-
---	---

RESERVE STATUS:

SECTION 04: FIVE-YEAR FISCAL IMPACT (Direct and indirect)

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
2480	Health Grant Funds	10,000.00						
TOTAL REV		10,000	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
2480	Health Grant Funds	10,000.00						
TOTAL EXP		10,000	-	-	-	-	-	-

NET Per-YEAR IMPACT	-	-	-	-	-	-	-	-
----------------------------	---	---	---	---	---	---	---	---

NET IMPACT (SIX YEARS)	-
--------------------------------	---

REVIEWED BY

Charles Leap

DATE

5/24/2021

SUMMER FOOD SERVICE PROGRAM FOR CHILDREN				Current	Revised	Dollar
		Account Number	Revenue Account Title	Estimate	Estimate	Change
22-2480-500001-477650-G50541721			Summer Food Program	\$10,000.00	\$10,000.00	\$ -
				\$10,000.00	\$10,000.00	\$ -
Appropriations				Current	Revised	Dollar
		Account Number	Revenue Account Title	Estimate	Estimate	Change
22-2480-505417-A-G50541721			Summer Food Program	\$10,000.00	\$10,000.00	\$ -
				\$10,000.00	\$10,000.00	\$ -



Legislation Text

File #: 210483, Version: 1

ORDINANCE NO. 210483

Estimating revenues and appropriating funds in the amount of \$2,820,997.00 in the Community Development Block Grants Fund from CARES Act Funding; approving a substantial amendment to the 2020 One Year Action Plan; authorizing the Director of Neighborhoods and Housing Services to execute contracts for Community Development Block Grant (CDBG) activities; and designating requisitioning authority.

WHEREAS, the Coronavirus Aid, Relief and Economic Security Act (CARES Act) was passed by Congress and signed into law by the President on March 27, 2020, to make available supplemental funding for the Emergency Solutions Grant (ESG-CV), Housing Opportunities for People with AIDS (HOPWA-CV) and Community Development Block Grant (CDBG-CV) funding for grants to prevent, prepare for and respond to the coronavirus pandemic, to assist eligible communities and households economically impacted by COVID-19 and to mitigate its impact; and

WHEREAS, execution of contracts will provide needed funding for necessary public facilities, minor home repair, neighborhood revitalization projects, homeless prevention and other operations that all benefit low to moderate income persons; NOW, THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the revenue is estimated in the following account of the Community Development Block Grants Fund in the following amount:

22-2600-570001-477150-G57CDBG20CVDR2 CDBG Revenues \$2,820,997.00

Section 2. That the sum of \$2,820,997.00 is hereby appropriated from the Unappropriated Fund Balance to the following accounts in the Community Development Block Grants Fund:

22-2600-575315-B-G57CDBG20CVDR2 Homeless Prevention	\$ 217,463.00
22-2600-575313-B-G57CDBG20CVDR2 Minor Home Repair	100,000.00
22-2600-575311-B-G57CDBG20CVDR2 Neighborhood Revitalization	780,384.00
22-2600-575324-B-G57CDBG20CVDR2 Public Facilities	1,300,000.00
22-2600-575300-A-G57CDBG20CVDR2 CDBG Administration	423,150.00
	TOTAL \$2,820,997.00

Section 3. That this substantial amendment to the 2020 One Year Action Plan is hereby approved.

Section 4. That the Director of Neighborhoods and Housing Services Department is hereby authorized to expend up to \$1,997,463.00 from funds appropriated to the Community Development Block Grant Fund in Accounts listed in Section 2 to satisfy the costs of the following Community Development Block Grant contracts:

Ivanhoe Neighborhood Council	\$ 800,000.00
The Welcome House	500,000.00
Urban Neighborhood Initiative	200,000.00
Marlborough Community Land Trust	180,000.00
Minor Home Repair	100,000.00
Sheffield Place	22,463.00
Guadalupe Centers, Inc.	65,000.00
Metropolitan Lutheran Ministries	65,000.00
Community Assistance Council	65,000.00

TOTAL: \$1,997,463.00

Section 5. That the Director of Neighborhoods and Housing Services Department is hereby designated the requisitioning authority for the following Account Nos. 22-2600-575311-G57CDBG20CVDR2, 22-2600-575313-G57CDBG20CVDR2, 22-2600-575315-G57CDBG20CVDR2, 22-2600-575324-G57CDBG20CVDR2, and 22-2600-575300-G57CDBG20CVDR2.

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 and legality:

Joseph A. Guarino
Assistant City Attorney

TOTAL

DESCRIPTION:

Accepting federal CDBG money

APPROVED BY:

DATE

APPROVED BY: DEPARTMENT HEAD

Jessica Oliphant

5/26/2021



2,820,997.00

DATE

LEGISLATIVE FISCAL NOTE

LEGISLATION
NUMBER:

210483

R-2021-00490

LEGISLATION IN BRIEF:

Estimating revenues and appropriating funds in the amount of \$2,820,997.00 in the Community Development Block Grants Fund from the Cares Act Funding; authorizing the Director of Neighborhoods and Housing Services Department to execute contracts for CDBG; and designate requisiting authority.

What is the purpose of this legislation?

OPERATIONAL

For the purpose of authorizing expenditures new or planned to conduct municipal services

Does this legislation spend money?

YES

Yes/No

See Sections 01, 02 and 03 for sources of funding

Does this legislation estimate new Revenues?

YES

Yes/No

See Section 02 for new revenue estimates

Does this Legislation Increase Appropriations?

YES

Yes/No

See Section 03 for increases in appropriations

Are costs associated with this legislation ongoing (Yes)? Or one-time (No)

NO

Yes/No

See Section 00: " Notes" Below

Section 00: Notes:

This ordinance accepts a federal funds and appropriates those funds.

Five years of operational costs for ongoing programs should be included in Section 04 below.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
2600	570001	477150	G57CDBG22CDVR2	2,820,997	

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
2600	VARIOUS	A,B	G57CDBG22CVDR2	2,820,997	

NET IMPACT ON OPERATIONAL BUDGET

RESERVE STATUS:

REVENUE SUPPORTED

SECTION 04: FIVE-YEAR FISCAL IMPACT (Direct and indirect)

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
2600	CDBG	2,820,997						
TOTAL REV		2,820,997	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
2600	CDBG	2,820,997						
TOTAL EXP		2,820,997	-	-	-	-	-	-

NET Per-YEAR IMPACT	-	-	-	-	-	-	-
----------------------------	---	---	---	---	---	---	---

NET IMPACT (SIX YEARS)	-
--------------------------------	---

REVIEWED BY

Jessica Oliphant

DATE

5/26/2021

LEGISLATIVE FACT SHEET		Legislation Number:	
		Approval Deadline:	
LEGISLATION IN BRIEF:			
What is the reason for this legislation?	Fact Sheet Color Codes User Entered Field User Select From Menu For OMB Use		
	Sponsor(s) Programs, Departments, or Groups Affected Sub-Program in Budget (page #)		
Discussion (including relationship to other Council actions)	Applicants/ Proponents	City Department	Other
	Staff Recommendation		
Citywide Business Plan Goal	Board or Commission Recommendation		
Citywide Business Plan Objective	Future Impacts 		
	Cost of Legislation current Fiscal Year		
Citywide Business Plan Strategy	Costs in Future Fiscal Years?		
	Annual Revenue Increase/Decrease		
	Applicable Dates:		
	Prepared by:		
	Date Prepared:		
	Reviewed by:		
	Date Reviewed		
	Reference Numbers		



Legislation Text

File #: 210485, Version: 1

ORDINANCE NO. 210485

Estimating revenues and appropriating funds in the amount of \$11,722,305.00 in the General Grants Fund for the Emergency Rental Assistance program from the U.S. Department of Treasury to assist households that are unable to pay rent and utilities due to the COVID-19 pandemic; authorizing the Director of Housing and Community Development Department to execute contracts for Emergency Rental Assistance activities; requiring quarterly status reports; directing the City Manager to report back to Council within 14 days once full allocation is received with a funding distribution plan; and designating resignation authority.

WHEREAS, the Emergency Rental Assistance (ERA2) program was established by Section 3201 of the American Rescue Plan Act of 2021, Pub. L. No. 117-2 (March 11, 2021) (ERA2) to provide emergency rental and utility assistance; and

WHEREAS, the City will use these funds to execute contracts to provide rental and utility assistance through various means; and

WHEREAS, the first allocation will be \$4,688,922.00 and the second allocation of \$7,033,383.00 will be received at a later date with the total amount being \$11,722,305.00. Execution of contracts will provide rental and utility assistance to residents; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That revenue is estimated in the following account of the General Grants Funds in the following amount:

22-2580-555501- 479979-G55ERAP22 Emergency Rental Assistance \$11,722,305.00

Section 2. That the sum of \$11,722,305.00 is hereby appropriated from the Unappropriated Fund Balance to the following accounts in the General Grants Fund:

22-2580-555501-A-G55ERAP22 Administration	\$ 700,000.00
22-2580-555501-B-G55ERAP22 Emergency Rental & Utility Assistance	11, 022,305.00
TOTAL	\$11,722,305.00

Section 3. That the Director of Housing and Community Development Department is hereby authorized to expend up to \$11,722,305.00 from the funds appropriated to the General Grants Fund in Account 22-2580-555501-B-G55ERAP22 to satisfy the costs of contracts for rental and utility assistance.

Section 4. That the Director of Housing and Community Development Department is hereby authorized to contract for services pursuant to this ordinance from Account No. 22-2580-555501-B-G55ERAP22 without further Council approval, provided that such contracts provide for adequate and appropriate reporting requirements as required in Section 5 of this Ordinance.

Section 5. That the Director of Housing and Community Development Department or his designee provide until funds appropriated through this ordinance are exhausted, a quarterly report to Council describing, among other items, the number of applications for rental assistance made to date, the number of applicants served, communications efforts made to increase public awareness of rental assistance efforts, methods to ensure compliance with city housing and tenants' rights policies, and remaining funds available for rental assistance efforts.

Section 6. That the City Manager is directed to report back to the City Council on a plan of distribution of funds within 14 days of passage of this ordinance.

Section 7. That the Director of Housing and Community Development is designated as requisitioning authority for Account No. 2580-555501.

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 and legality:

Joseph Guarino
Assistant City Attorney

LEGISLATIVE FACT SHEET	Legislation Number:	210485	
	Approval Deadline:		
LEGISLATION IN BRIEF:			
What is the reason for this legislation?	Fact Sheet Color Codes		
	User Entered Field		
	User Select From Menu		
	For OMB Use		
	Sponsor(s)		
	Programs, Departments, or Groups Affected		
	Sub-Program in Budget (page #)		
	Applicants/ Proponents	City Department	
		Other	
	Staff Recommendation		
	Board or Commission Recommendation		
	Future Impacts		
Cost of Legislation current Fiscal Year			
Costs in Future Fiscal Years?			
Annual Revenue Increase/Decrease			
Applicable Dates:			
Prepared by:			
Date Prepared:			
Reviewed by:			
Date Reviewed			
Reference Numbers			
Discussion (including relationship to other Council actions)			
Citywide Business Plan Goal			
Citywide Business Plan Objective			
Citywide Business Plan Strategy			

LEGISLATIVE FISCAL NOTE

LEGISLATION
NUMBER:

210485

R-2021-00485

LEGISLATION IN BRIEF:

Estimating revenues and appropriating funds in the amount of \$11,722,305.00 in the General Grant Fund for the Emergency Rental Assistance Program from the U.S. Department of Treasury to assist households that are unable to pay rent and utilities due to the COVID-19 pandemic and authorizing the Director of Neighborhoods and Housing Services Department to execute contracts for Emergency Rental Assistance Activities.

What is the purpose of this legislation?

OPERATIONAL

For the purpose of authorizing expenditures new or planned to conduct municipal services

Does this legislation spend money?

YES

Yes/No

See Sections 01, 02 and 03 for sources of funding

Does this legislation estimate new Revenues?

YES

Yes/No

See Section 02 for new revenue estimates

Does this Legislation Increase Appropriations?

YES

Yes/No

See Section 03 for increases in appropriations

Are costs associated with this legislation ongoing (Yes)? Or one-time (No)

NO

Yes/No

See Section 00: " Notes" Below

Section 00: Notes:

The ordinance accepts a federal grant for Emergency Rental Assistance and authorizes the Director of Neighborhoods and Housing Services to expend the funds accordingly.

Five years of operational costs for ongoing programs should be included in Section 04 below.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
2580	555501	479979	G57ERAP22	11,722,305	

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
2580	555501	A,B	G57ERAP22	11,722,305	

NET IMPACT ON OPERATIONAL BUDGET

RESERVE STATUS:

REVENUE SUPPORTED

SECTION 04: FIVE-YEAR FISCAL IMPACT (Direct and indirect)

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
2580	General Grants	11,722,305						
TOTAL REV		11,722,305	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
2580	General Grants	11,722,305						
TOTAL EXP		11,722,305	-	-	-	-	-	-

NET Per-YEAR IMPACT	-	-	-	-	-	-	-	-
----------------------------	---	---	---	---	---	---	---	---

NET IMPACT (SIX YEARS)	-
--------------------------------	---

REVIEWED BY

Jessica Oliphant

DATE

5/24/2021



Legislation Text

File #: 210189, Version: 1

ORDINANCE NO. 210189

Vacating a portion of E. 23rd Street in Districts R-0.5 and DC-15 generally located just north of Children's Mercy Hospital, to allow for the hospital to eliminate the need for certain encroachment permits and the associated ongoing fees for existing pedestrian bridges and future building footprints and directing the City Clerk to record certain documents. (1752-V)

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Council of Kansas City does hereby find and declare that on the 14th day of April, 2017, a petition was filed with the City Clerk of Kansas City by BSA LifeStructures for the vacation of E. 23rd Street from the east right-of-way of Locust Street to the west right-of-way line of Holmes Street, Section 8, Township 49, Range 33, all in Kansas City, Jackson County, Missouri, giving the distinct description of the street to be vacated, and also the names of the persons and corporations owning or claiming to own the property fronting thereon, and that the consent of the persons and corporations owning or claiming to own three-fourths of the front feet of the property immediately adjoining said street has been obtained in writing, that said consent has been acknowledged as deeds are acknowledged, and was duly filed with the petition for such vacation in the City Clerk's Office.

Section 2. That the Council finds that the City Plan Commission has duly endorsed its approval of this Ordinance hereon.

Section 3. That the Council finds that no private rights will be unreasonably injured or endangered by this vacation and that the public will suffer no unreasonable loss or inconvenience thereby.

Section 4. That E. 23rd Street from the east right-of-way of Locust Street to the west right-of-way line of Holmes Street, Section 8, Township 49, Range 33, all in Kansas City, Jackson County, Missouri, be and the same is hereby vacated. The vacation is subject to the following conditions:

- a. That a utility easement is retained for all AT&T, Google Fiber, Time Warner Cable, KC Water, KC Streetlighting, Spire, and Evergy facilities and that the facilities are protected.
- b. That an access easement be retained for KC Water Services and KCMO Fire, and that unfettered ingress/egress is retained.
- c. That all streetlight facilities be maintained by the applicant or removed at the owner's expense.
- d. The area to be vacated shall be maintained to fire access road specifications (IFC -2012 § 507.5.4).

- e. No permanent obstructions may be built or erected as to obstruct any part of the fire access road (IFC- 2012 § 503.4).
- f. Fire Department access shall be maintained to all fire hydrants, building and fire protection appliances/features found on the surrounding buildings (IFC-2012 § 507.5.4).

Section 5. That the City Clerk of Kansas City, Missouri, be and she is hereby authorized and directed to acknowledge this ordinance as deeds are acknowledged, and to cause this ordinance and the consent of property owners hereinbefore referred to, to be filed for record in the Recorder's Office in Jackson County, Missouri.

Section 6. All Ordinances or parts of Ordinances in conflict with this Ordinance are, in so much as they conflict with this Ordinance, hereby repealed.

Approved as to form and legality:

 Sarah Baxter
 Assistant City Attorney

Approved by the City Plan Commission

 Secretary

STATE OF MISSOURI)
) ss.
 COUNTY OF _____)

On the day of _____, 20____, before me, a Notary Public in and for said County, personally appeared to me known to be the City Clerk of Kansas City, Missouri, in the above and foregoing ordinance mentioned, and acknowledged the said ordinance to be the act and deed of said Kansas City, duly passed by the Council of said City, and became effective as herein stated.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at my office in Kansas City, Missouri, the day and year first above written.

My term expires _____, 20 .

Notary Public within and for County, Missouri

IN RECORDER'S OFFICE

STATE OF MISSOURI)

) ss.

COUNTY OF _____)

I, the undersigned, Recorder of Deeds within and for the County aforesaid, do hereby certify that the foregoing instrument of writing was on the day of _____, A.D. 20____, at _____ o'clock minutes M., duly filed for record in this office, and with certificate of acknowledgment thereon endorsed, is recorded in the records of this office in Book _____, at page _____.

In Testimony Whereof, I hereunto set my hand and affix the seal of said office at Kansas City, Missouri, this day and year last aforesaid.

Recorder

By _____
Deputy

COMMUNITY PROJECT/REZONING

210189

Ordinance Number

Ordinance Fact Sheet

Case No. 1752-V

Brief Title

A request to vacate a portion of E. 23rd Street in Districts R-0.5 and DC-15 generally located just north of Children's Mercy Hospital, to allow for the hospital to eliminate the need for certain encroachment permits and the associated ongoing fees for existing pedestrian bridges and future building footprints.

Details

Location: Generally located just north of 2401 Gillham Road
Reason for Legislation: To allow for the applicant to eliminate the need for certain encroachment permits and the associated ongoing fees for existing pedestrian bridges and future building footprints.
CITY PLAN COMMISSION The City Plan Commission heard this case on September 15, 2020. The Commission recommended approval of the vacation with two conditions.
BRIEF PROJECT DESCRIPTION The area to be vacated is located just north of Children's Mercy Hospital within the Hospital Hill neighborhood and to the immediate south of an area maintained by KCMO Parks. The existing right-of-way is part of E. 23rd Street. The applicant has stated that the intent of this vacation is not to close or abandon the street but to allow the hospital to maximize the use of the adjacent property, allow for continuous connection on campus, and still maintain the street for public use. Easements for public access and utilities, and emergency traffic are anticipated. The vacation of this right-of-way will eliminate the need for certain encroachment permits and the associated ongoing fees for existing pedestrian bridges and future building footprints. Ultimately, the vacation would allow the applicant to develop or utilize the unencumbered adjacent property without additional fees or permits. In conclusion, staff is in support of this vacation. The City Plan Commission recommended approval of this vacation, subject to one condition.
RECOMMENDATION: Staff recommends approval of Case No. 1752-V with the following conditions: <ol style="list-style-type: none"> 1. That a utility easement is retained for all AT&T, Google Fiber, Time Warner Cable, KC Water, KC Streetlighting, Spire, and Evergy facilities and that the facilities are protected. 2. That an access easement be retained for KC Water Services and KCMO Fire, and that unfettered ingress/egress is retained. 3. That all streetlight facilities be maintained by the applicant or removed at the owner's expense. 4. The area to be vacated shall be maintained to fire access road specifications IFC-2012 § 507.5.4.

Positions/Recommendations

Sponsors	Jeffrey Williams, AICP, Director Department of City Planning & Development
Programs, Departments or Groups Affected	4th District (Shields, Bunch)
Applicants / Proponents	Applicant Jackie Foy BSA LifeStructures 6601 College Blvd, Suite #100 Overland Park, KS 66211 City Department City Planning & Development
Opponents	Groups or Individuals
	Basis of Opposition
Staff Recommendation	<input checked="" type="checkbox"/> For
	<input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	City Plan Commission (7-1) 09-15-20 By Allender, Baker, Beasley, Crowl, Enders, Hill, Rojas, Sadowski <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken
	<input checked="" type="checkbox"/> For, with revisions or conditions (see details column for conditions)
Council Committee Actions	<input type="checkbox"/> Do Pass
	<input type="checkbox"/> Do Pass (as amended)
	<input type="checkbox"/> Committee Sub.
	<input type="checkbox"/> Without Recommendation

5. No permanent obstructions may be built or erected as to obstruct any part of the fire access road (IFC-2012 § 503.4).

6. Fire Department access shall be maintained to all fire hydrants, building and fire protection appliances/features found on the surrounding buildings (IFC-2012 § 507.5.4).

	<input type="checkbox"/> Hold <input type="checkbox"/> Do not pass
Policy or Program Change	<input type="checkbox"/> Yes <input type="checkbox"/> No
Operational Impact Assessment	

Finances

Cost & Revenue Projections – Including Indirect Costs	
Financial Impact	
Funding Source(s) and	

--

Appropriation Account Codes	

Continued from Page 2

Fact Sheet Prepared By: Zach Nelson
Staff Planner

Date: 09-15-20

Reviewed By: Zach Nelson
Planner
Development Management

Date: 09-18-20

Initial Application Filed: 04-14-17

Reference Numbers:
Case No. 1752-V



CITY PLAN COMMISSION STAFF REPORT

City of Kansas City, Missouri

Department of City Planning and Development
Development Management Division

414 E 12th Street, 15th Floor
Kansas City, Missouri 64108
www.kcmo.org/planning

Project

Vacation of Portion of 23rd Street

Hearing Date September 15, 2020

Item #	Case	Request
#7	1752-V	Vacation

Item #	Staff Recommendation(s)
#7	Approval with Conditions

Applicant

Jackie Foy
BSA LifeStructures
6601 College Blvd, Suite #100
Overland Park, KS 66211

Location 23rd Street just north of 2401
Gillham Rd

Area About 1 acre

Zoning R-0.5, DC-15

Council District 4th

County Jackson

School District KCMO 110

Surrounding Land Uses

North: KCMO Park, zoned R-0.5 and DC-15

East: Truman Medical Center, zoned R-0.5

South: Children's Mercy Hospital, zoned R-0.5

West: Open space and Crown Center, zoned R-0.5

Land Use Plan

The Greater Downtown Area Plan recommends Downtown Core land uses. The request conforms to this recommendation.

Major Street Plan

This proposed area of 23rd Street is not identified on the Major Street Plan.

APPROVAL PROCESS



PUBLIC HEARING REQUIRED

Yes

NEIGHBORHOOD AND CIVIC ORGANIZATIONS NOTIFIED

A public hearing is not required for vacations, therefore notice is not sent.

REQUIRED PUBLIC ENGAGEMENT

Public engagement as required by 88-505-12 does not apply to this request.

SUMMARY OF REQUEST

Applicant is seeking approval of a street vacation.

PURPOSE

The vacation will eliminate the need for certain encroachment permits and the associated ongoing fees for existing pedestrian bridges and future building footprints. Ultimately the vacation would allow the owner to develop or utilize the unencumbered adjacent property without additional fees or permits, which requires approval of the above-referenced request.

EXISTING CONDITIONS

The area to be vacated is a portion of 23rd Street in between Holmes Avenue to the east and Locust Street to the west. The Children's Mercy Hospital campus is to the immediate south of the area to be vacated. There is park property to the north and west of the site.

NEARBY DEVELOPMENTS

The Children's Mercy Hospital campus currently has ongoing construction for a new research tower.

KEY POINTS

- The applicant intends to vacate a portion of E. 23rd Street.

PLAN REVIEW

The area to be vacated is located just north of Children's Mercy Hospital within the Hospital Hill neighborhood and to the immediate south of an area maintained by KCMO Parks. The existing right-of-way is part of E. 23rd

Street. The applicant has stated that the intent of this vacation is not to close or abandon the street but to allow the hospital to maximize the use of the adjacent property, allow for continuous connection on campus, and still maintain the street for public use. Easements for public access and utilities, and emergency traffic are anticipated. The vacation of this right-of-way will eliminate the need for certain encroachment permits and the associated ongoing fees for existing pedestrian bridges and future building footprints. Ultimately, the vacation would allow the applicant to develop or utilize the unencumbered adjacent property without additional fees or permits.

STREET, ALLEY OR PLAT VACATIONS

In order to determine that no private rights will be unreasonably injured or endangered by the vacation and the public will suffer no unreasonable loss or inconvenience, the city planning and development director, city plan commission, and city council must consider at least the following factors:

88-560-10-A. All property owners adjacent to the right-of-way shall have legal access to another public right-of-way. Such access shall be physically feasible and shall not result in an unreasonable burden or unsafe conditions on the alternate right-of-way.

The only adjacent property owners are the applicant (Children's Mercy Hospital) and KCMO Parks, and both will still have access to their sites.

88-560-10-B. The retention of the public right-of-way or subdivision serves no current purposes and no future useful public purpose is anticipated.

The current right-of-way serves as an east-west local street for the general public.

88-560-10-C. The vacation will not result in a violation of 88-405.

The vacation will not be in violation of 88-405.

88-560-10-D. The vacation shall not disrupt the constructed street network or reduce existing physical connectivity.

The vacation will not disrupt the street network or physical connectivity. The Children's Mercy campus will still have access from several other streets.

88-560-10-E. The vacation shall not result in a dead-end street or alley.

The proposed vacation will not result in a dead-end street or alley.

88-560-10-F. The vacation shall not result in street traffic being routed through an alley.

No traffic will be routed through an alley as a result of this vacation.

88-560-10-G. The vacation shall not vacate half the width of a street or alley.

The full width of the streets will be vacated.

88-560-10-H. The right-of-way to be vacated is not on the Major Street Plan.

The area being vacated is not on the Major Street Plan.

PROFESSIONAL STAFF RECOMMENDATION

City Planning and Development Staff **recommends approval subject to the following conditions:**

1. That a utility easement is retained for all AT&T, Google Fiber, Time Warner Cable, KC Water, KC Streetlighting, Spire, and Evergy facilities and that the facilities are protected.
2. That an access easement be retained for KC Water Services and KCMO Fire, and that unfettered ingress/egress is retained.
3. That all streetlight facilities be maintained by the applicant or removed at the owner's expense.
4. The area to be vacated shall be maintained to fire access road specifications IFC-2012 § 507.5.4.
5. No permanent obstructions may be built or erected as to obstruct any part of the fire access road (IFC-2012 § 503.4).

6. Fire Department access shall be maintained to all fire hydrants, building and fire protection appliances/features found on the surrounding buildings (IFC-2012 § 507.5.4).

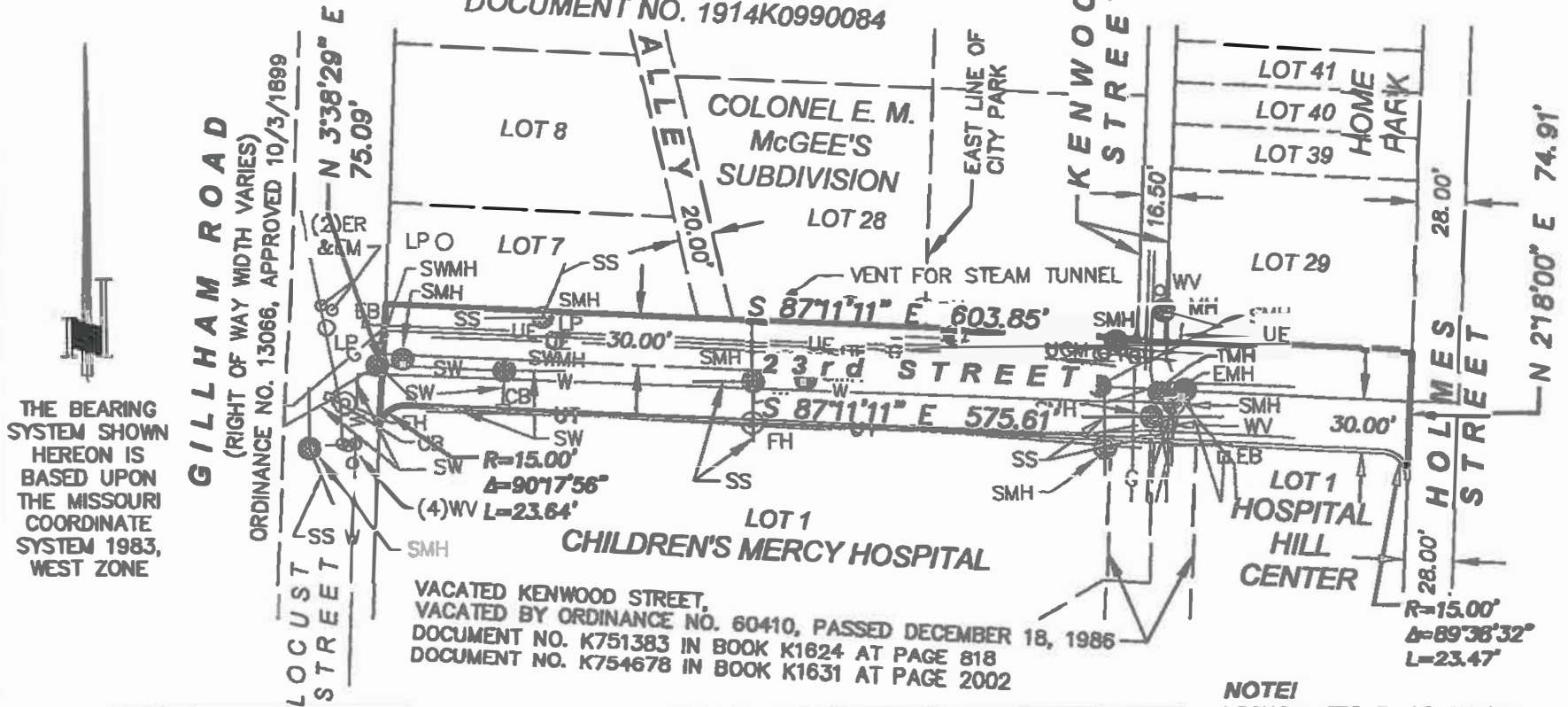
Respectfully Submitted,



Zach Nelson
Staff Planner

8-49-33
 17-03-41994-1
 41994-23rdStVac.dwg

CITY PARK
 BOOK B-1559 PAGE 464
 DOCUMENT NO. 1914K0990084



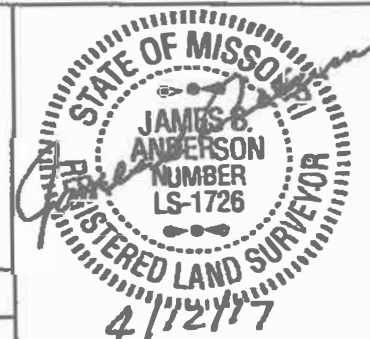
THE BEARING SYSTEM SHOWN HEREON IS BASED UPON THE MISSOURI COORDINATE SYSTEM 1983, WEST ZONE

VACATED KENWOOD STREET,
 VACATED BY ORDINANCE NO. 60410, PASSED DECEMBER 18, 1985
 DOCUMENT NO. K751383 IN BOOK K1624 AT PAGE 818
 DOCUMENT NO. K754678 IN BOOK K1631 AT PAGE 2002

NOTE!
 LOCUST STREET, AS SHOWN HEREON, WAS PLACED UNDER CONTROL OF BOARD OF PARK COMMISSIONERS BY ORDINANCE NO. 9536, APPROVED 8/9/1911, AS A PART OF GILLHAM ROAD.

ANDERSON
 SURVEY COMPANY
 203 N. W. EXECUTIVE WAY
 LEE'S SUMMIT, MISSOURI 64063
 (816) 248-5050

MISSOURI CERTIFICATE OF AUTHORITY, 000076



JAMES S. ANDERSON,
 PLS #1726

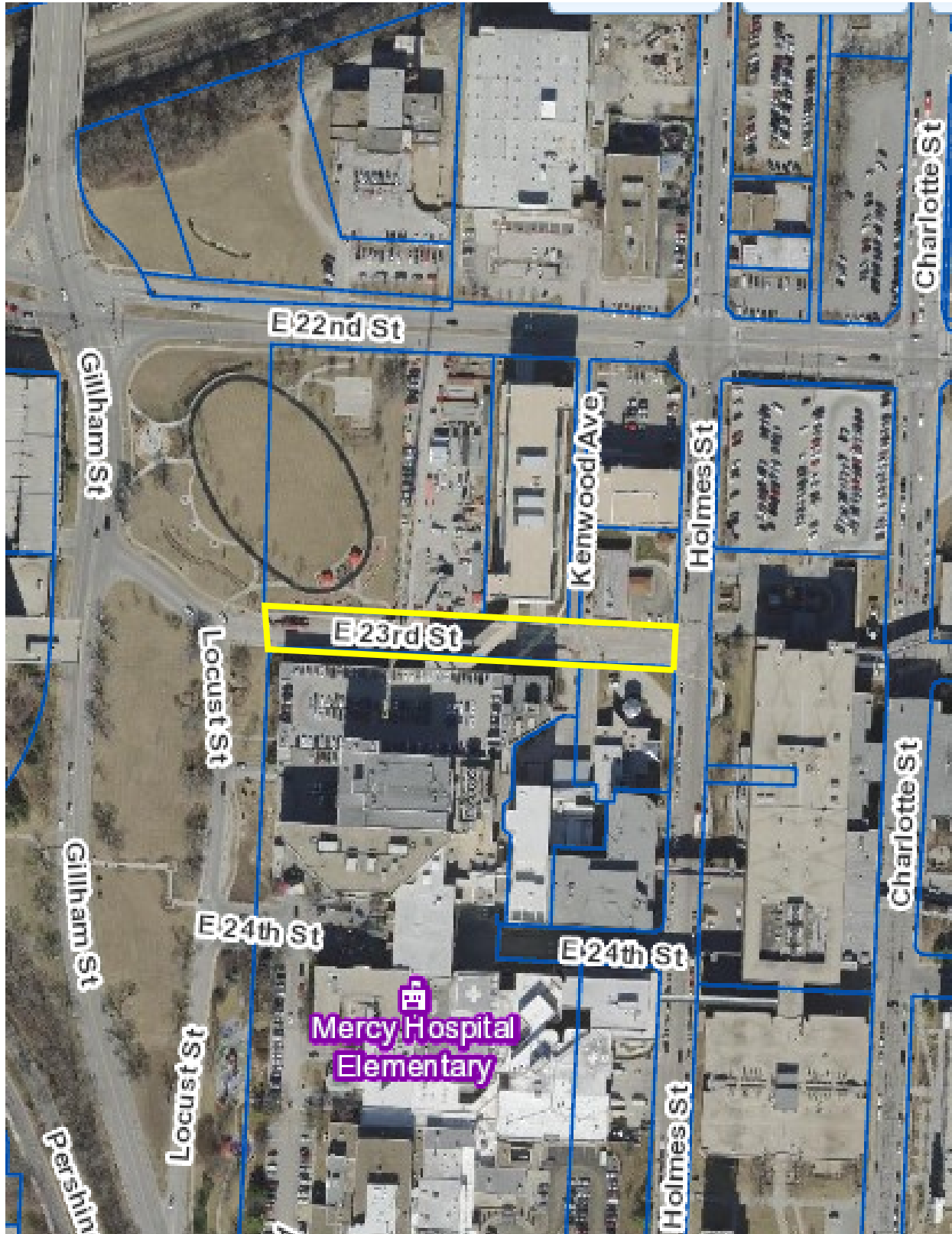
EXHIBIT A - VACATION OF 23rd STREET

FOR: CHILDREN'S MERCY HOSPITAL
 2401 GILLHAM ROAD
 KANSAS CITY, MISSOURI 64108
 DATE: MARCH 8, 2017

PROJECT LOCATION:
 KANSAS CITY
 JACKSON COUNTY
 MISSOURI

RECEIVED
 APR 14 2017
 SCALE 1" = 100 FEET
 CITY DEVELOPMENT
 SCALE IN FEET

Exhibit A





Legislation Text

File #: 210463, Version: 1

ORDINANCE NO. 210463

Amending Chapter 88, Zoning and Development Code, Section 88-370, to include a new subsection 88-370-08, Temporary Government Sponsored Shelters, to allow the City to provide temporary housing for the houseless. (CD-CPC-2021-00074)

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 88, zoning and Development Code, is hereby amended by repealing Section 88-370, Temporary Uses, and enacting in lieu thereof a new section of like number and subject matter to read as follows:

88-370 - TEMPORARY USES

88-370-01 - DESCRIPTION AND PURPOSE

88-370-01-A. A temporary use is the use of property conducted from an area or structure (e.g., parking lots, lawns, trucks, tents, or other temporary structures) that does not require a building permit and that may not comply with the use or lot and building standards of the zoning district in which the temporary use is located.

88-370-01-B. The temporary use regulations of this article are intended to permit such occasional, temporary uses and activities when consistent with the purposes of this zoning and development code and when the operation of the temporary use will not be detrimental to other nearby uses.

88-370-02 - AUTHORITY TO APPROVE

88-370-02-A. Except as expressly stated in 88-370-03, all temporary uses require city approval.

88-370-02-B. The city planning and development director is authorized to approve temporary uses that comply with the provisions of this article and to impose conditions on the operation of temporary uses that will help to ensure their general compatibility with surrounding uses.

88-370-02-C. The city planning and development director is also authorized to require that temporary use requests be processed as special use permits in accordance with 88-525.

88-370-03 - EXEMPTIONS

The following are permitted as temporary uses without complying with the permit requirements of this section:

88-370-03-A. Garage sales conducted in R districts or on lots occupied by residential dwelling units for no more than 6 days total in any calendar year; and

88-370-03-B. Temporary uses of no more than 3 days duration conducted on city parkland or public property, provided such uses have been approved by the parks board or other duly authorized city official.

88-370-04 - AUTHORIZED USES

The following may be approved as temporary uses when the city planning and development director or other authorized decision-making body determines that the operation of such use will be generally compatible with surrounding uses and will not be detrimental to public safety:

88-370-04-A. Christmas tree and similar holiday sales lots;

88-370-04-B. Outdoor carnivals;

88-370-04-C. Outdoor concerts and festivals;

88-370-04-D. Outdoor religious revivals;

88-370-04-E. Construction yards and offices;

88-370-04-F. Temporary sales facilities;

88-370-04-G. Auctions;

88-370-04-H. Mobile vendor parks; and

88-370-04-I. Similar uses and activities.

88-370-05 - TIME LIMIT

Unless otherwise allowed by this Code, temporary uses may be permitted for a maximum of 45 days unless the city planning and development director expressly approves a longer time limit. Upon expiration of a temporary use permit, another permit for the same premises may not be obtained for at least 30 days. The applicant must submit a written explanation of the length of time needed for the temporary use.

88-370-06 - PROCEDURE

Upon receipt of a complete application for a temporary use, the city planning and development director must review the proposed use for its likely effects on surrounding properties and its compliance with the general provisions of this article. The city planning and development director may impose such conditions of approval as are necessary to ensure compliance with this article.

88-370-07 - TEMPORARY PORTABLE STORAGE CONTAINERS

Temporary portable storage containers are an allowed temporary, accessory use on lots containing a dwelling, subject to all of the following.

88-370-07-A. On lots developed with detached houses:

1. Temporary portable storage containers are permitted for a period not to exceed a total of 30 days within any consecutive 6-month period. However, in cases where a dwelling has been damaged by natural disaster or casualty, the city planning and development director is authorized to allow a temporary portable storage container for a longer period.
2. Temporary portable storage containers may not exceed a cumulative gross floor area of 260 square feet.
3. Temporary portable storage containers may not be located in a setback abutting a street unless located on a driveway or other paved surface.

88-370-07-B. On lots developed with residential buildings other than detached houses:

1. Temporary portable storage containers are permitted for a period not to exceed 72 hours within any consecutive 6-month period. However, in cases where a dwelling has been damaged by natural disaster or casualty, the city planning and development director is authorized to allow a temporary portable storage container for a longer period.

2. Temporary portable storage containers may not exceed a cumulative gross floor area of 130 square feet for each dwelling unit.

3. Temporary portable storage containers may not be located in a setback abutting a street unless located on a driveway or other paved surface.

88-370-07-C. Temporary portable storage containers may not exceed 8.5 feet in height.

88-370-07-D. Temporary portable storage containers may not be located in any required open space, landscaped area, on any sidewalk or trail, or in any location that blocks or interferes with any vehicular and/or pedestrian circulation.

88-370-07-E. Signs on temporary portable storage containers must comply with all applicable sign regulations of this zoning and development code.

88-370-07-F. Rail cars, semi- trailers, and similar structures may not be used for temporary or permanent storage on lots containing a dwelling.

88-370-08 - TEMPORARY GOVERNMENT SPONSORED SHELTERS

Temporary government sponsored shelters are an allowed temporary use only to be located on City-owned property or property under the control of the City pursuant to a written agreement with the City, and subject to all of the following:

88-370-08-A. Temporary government sponsored shelters:

1. shall be no smaller than 60 square feet and no larger than 130 square feet and shall have a minimum 12-foot separation between shelter units.
2. shall have a maximum of 2 persons per 64 square feet.
3. shall not have cooking facilities.
4. shall have an address marker on each unit for emergency responders.
5. shall be setback a minimum of 10 feet from the right of way line and 25 feet from any residentially zoned property.

88-370-08-B. Temporary government sponsored shelter sites:

1. shall have a fence surrounding the site.
2. shall have lighting to provide a safe, secure environment.
3. shall have a common bathroom facility.
4. may have common area for eating or meetings, and
5. shall have 24-hour security.

88-370-08-C. Parking shall not be required. If parking is installed, it shall be rock or crushed stone not more than two (2) inches in diameter and at least a 2- inch layer.

88-370-08-D. Temporary government sponsored shelters are permitted for a period not to exceed one year. Permits for temporary government sponsored shelters may not be renewed or extended.

Section 2. That the Council finds and declares that before taking any action on the proposed amendment hereinabove, all public notices and hearings required by the Zoning and Development Code have been given and had.

I hereby certify that as required by Chapter 88, Code of Ordinances, the foregoing ordinance was duly advertised and public hearings were held.

Secretary, City Plan Commission

Approved as to form and legality:

Sarah Baxter
Assistant City Attorney

COMMUNITY PROJECT/REZONING

210463

Ordinance Fact Sheet

Ordinance Number

Case No. CD-CPC-2021-00074

Brief Title

A request to amend Chapter 88, Temporary Use Permits to include a new section allowing for Temporary Government Sponsored Shelters.

Details

Location: City Wide

Reason for Legislation: To allow for homeless shelters on a temporary basis.

PLAN REVIEW

The proposed code amendment is to allow the city to request approval on a temporary basis to place temporary housing in a variety of locations. The city desires to provide temporary housing for houseless individuals. The amendment would allow structures between 60 and 130 square feet to be placed on a property without concern for zoning. The structures would be allowed for 120 days with an extension of an additional 120 days for a maximum of 240 days. These structures would need to have 12' of separation, a 10' setback from public r.o.w. and 25' setback from residential zoned properties. The structure can have a maximum of two persons per 64 square feet. There will be no cooking or bathroom facilities within the structures. Portable bathrooms will be provided on site. A gathering space with seating may be provided on site. A fence surrounding the site, security and lighting will be required. A gravel parking lot may be required.

A temporary use permit is an administrative approval through the City Planning and Development Department.

CPC RECOMMENDATION

On May 4, 2021 the CPC recommended approval of CD-CPC-2021-00074 without conditions.

Positions/Recommendations

Sponsors	Jeffrey Williams, AICP, Director Department of City Planning & Development
Programs, Departments or Groups Affected	City Wide
Applicants / Proponents	Applicant
	City Department City Planning & Development Other
Opponents	Groups or Individuals
	Basis of Opposition
Staff Recommendation	<input checked="" type="checkbox"/> For
	<input type="checkbox"/> Against
	Reason Against
Board or Commission Recommendation	City Plan Commission (6-0) 05-04-2021 By Beasley, Crowl, Enders, Hill, Rojas, Allender,
	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken
	<input type="checkbox"/> For, with revisions or conditions (see details column for conditions)
Council Committee Actions	<input type="checkbox"/> Do Pass
	<input type="checkbox"/> Do Pass (as amended)
	<input type="checkbox"/> Committee Sub.
	<input type="checkbox"/> Without Recommendation
	<input type="checkbox"/> Hold
	<input type="checkbox"/> Do not pass

Continued from Page 1

Policy or Program Change	<input type="checkbox"/> Yes <input type="checkbox"/> No
Operational Impact Assessment	

Finances

Cost & Revenue Projections – Including Indirect Costs	
Financial Impact	
Funding Source(s) and	

--

Appropriation Account Codes

Continued from Page 2

Fact Sheet Prepared By: Diane Binckley Deputy Director	Date: 05-13-2021	Initial Application Filed: 04-15-2021
Reviewed By: Diane Binckley Deputy Director	Date: 05-13-2021	City Plan Commission: 05-04-2021
Reference Numbers: Case No. CD-CPC-2021-00074		Revised Plans Filed: N/A

COMMITTEE SUBSTITUTE FOR ORDINANCE NO.

Amending Chapter 88, Zoning and Development Code, Section 88-370, to include a new subsection 88-370-08, Temporary Government Sponsored Shelters to allow the City to provide temporary housing for the houseless. (CD-CPC-2021-00074)

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 88, zoning and Development Code, is hereby amended by repealing Section 88-370, Temporary Uses and enacting in lieu thereof a new section of like number and subject matter to read as follows:

88-370 - TEMPORARY USES

88-370-01 - DESCRIPTION AND PURPOSE

88-370-01-A. A temporary use is the use of property conducted from an area or structure (e.g., parking lots, lawns, trucks, tents, or other temporary structures) that does not require a building permit and that may not comply with the use or lot and building standards of the zoning district in which the temporary use is located.

88-370-01-B. The temporary use regulations of this article are intended to permit such occasional, temporary uses and activities when consistent with the purposes of this zoning and development code and when the operation of the temporary use will not be detrimental to other nearby uses.

88-370-02 - AUTHORITY TO APPROVE

88-370-02-A. Except as expressly stated in [88-370-03](#), all temporary uses require city approval.

88-370-02-B. The city planning and development director is authorized to approve temporary uses that comply with the provisions of this article and to impose conditions on the operation of temporary uses that will help to ensure their general compatibility with surrounding uses.

88-370-02-C. The city planning and development director is also authorized to require that temporary use requests be processed as special use permits in accordance with [88-525](#).

88-370-03 - EXEMPTIONS

The following are permitted as temporary uses without complying with the permit requirements of this section:

88-370-03-A. Garage sales conducted in R districts or on lots occupied by residential dwelling units for no more than 6 days total in any calendar year; and

88-370-03-B. Temporary uses of no more than 3 days duration conducted on city parkland or public property, provided such uses have been approved by the parks board or other duly authorized city official.

88-370-04 - AUTHORIZED USES

The following may be approved as temporary uses when the city planning and development director or other authorized decision-making body determines that the operation of such use will be generally compatible with surrounding uses and will not be detrimental to public safety:

88-370-04-A. Christmas tree and similar holiday sales lots;

88-370-04-B. Outdoor carnivals;

88-370-04-C. Outdoor concerts and festivals;

88-370-04-D. Outdoor religious revivals;

88-370-04-E. Construction yards and offices;

88-370-04-F. Temporary sales facilities;

88-370-04-G. Auctions;

88-370-04-H. Mobile vendor parks; and

88-370-04-I. Similar uses and activities.

88-370-05 - TIME LIMIT

Unless otherwise allowed by this Code, temporary uses may be permitted for a maximum of 45 days unless the city planning and development director expressly approves a longer time limit. Upon expiration of a temporary use permit, another permit for the same premises may not be obtained for at least 30 days. The applicant must submit a written explanation of the length of time needed for the temporary use.

88-370-06 - PROCEDURE

Upon receipt of a complete application for a temporary use, the city planning and development director must review the proposed use for its likely effects on surrounding properties and its compliance with the general provisions of this article. The city planning and development director may impose such conditions of approval as are necessary to ensure compliance with this article.

88-370-07 - TEMPORARY PORTABLE STORAGE CONTAINERS

Temporary portable storage containers are an allowed temporary, accessory use on lots containing a dwelling, subject to all of the following.

88-370-07-A. On lots developed with detached houses:

1. Temporary portable storage containers are permitted for a period not to exceed a total of 30 days within any consecutive 6-month period. However, in cases where a dwelling has been

damaged by natural disaster or casualty, the city planning and development director is authorized to allow a temporary portable storage container for a longer period.

2. Temporary portable storage containers may not exceed a cumulative gross floor area of 260 square feet.

3. Temporary portable storage containers may not be located in a setback abutting a street unless located on a driveway or other paved surface.

88-370-07-B. On lots developed with residential buildings other than detached houses:

1. Temporary portable storage containers are permitted for a period not to exceed 72 hours within any consecutive 6-month period. However, in cases where a dwelling has been damaged by natural disaster or casualty, the city planning and development director is authorized to allow a temporary portable storage container for a longer period.

2. Temporary portable storage containers may not exceed a cumulative gross floor area of 130 square feet for each dwelling unit.

3. Temporary portable storage containers may not be located in a setback abutting a street unless located on a driveway or other paved surface.

88-370-07-C. Temporary portable storage containers may not exceed 8.5 feet in height.

88-370-07-D. Temporary portable storage containers may not be located in any required open space, landscaped area, on any sidewalk or trail, or in any location that blocks or interferes with any vehicular and/or pedestrian circulation.

88-370-07-E. Signs on temporary portable storage containers must comply with all applicable sign regulations of this zoning and development code.

88-370-07-F. Rail cars, semi-trailers, and similar structures may not be used for temporary or permanent storage on lots containing a dwelling.

88-370-08 - TEMPORARY GOVERNMENT SPONSORED SHELTERS

Temporary government sponsored shelters are an allowed temporary use only to be located on City-owned property or property under the control of the City pursuant to a written agreement with the City, and subject to all of the following:

88-370-08-A. Temporary government sponsored shelters:

1. shall be no smaller than 60 square feet and no larger than 130 square feet and shall have a minimum 12-foot separation between shelter units.

2. shall have a maximum of 2 persons per 64 square feet.

3. shall not have cooking facilities.

4. shall have an address marker on each unit for emergency responders.

5. shall be setback a minimum of 10 feet from the right of way line and 25 feet from any residentially zoned property.

88-370-08-B. Temporary government sponsored shelter sites:

1. shall have a fence surrounding the site.
2. shall have lighting to provide a safe, secure environment.
3. shall have a common bathroom facility.
4. may have common area for eating or meetings, and
5. shall have 24-hour security.

88-370-08-C. Parking shall not be required. If parking is installed, it shall be rock or crushed stone not more than two (2) inches in diameter and at least a 2-inch layer.

88-370-08-D. Temporary government sponsored shelters are permitted for a period not to exceed one year. Temporary government sponsored shelters are exempt from the requirements contained in Section 88-370-05, including but not limited to the requirement for a 30-day period between the expiration of the initial permit and extension of the permit.

Section 2. That the Council finds and declares that before taking any action on the proposed amendment hereinabove, all public notices and hearings required by the Zoning and Development Code have been given and had.

I hereby certify that as required by Chapter 88, Code of Ordinances, the foregoing ordinance was duly advertised and public hearings were held.

Secretary, City Plan Commission

Approved as to form and legality:

Sarah Baxter

Assistant City Attorney