



Agenda

Transportation, Infrastructure and Operations Committee

Chairperson Kevin O'Neill
Vice Chair Melissa Robinson

Councilmember Eric Bunch

Councilmember Johnathan Duncan

Councilmember Lindsay French

Tuesday, January 7, 2025

9:00 AM

Virtual Only

Webinar Link: <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>

Public Testimony is Limited to 2 Minutes

FIRST READINGS

COUNCIL

Rogers

241062 Sponsor: Councilmember Wes Rogers

Amending Chapter 70, Code of Ordinances, Traffic and Vehicles, by enacting a new Section 70-308 for the purpose of prohibiting the operation of a motor vehicle with less than all wheels of the motor vehicle in constant contact with the ground.

Attachments: [No Docket Memo](#)

GENERAL SERVICES

Director of General Services

241101 Sponsor: Director of General Services Department

Authorizing the Director of General Services to execute a one-year contract amendment and lease amendment for Clean Energy CA Corporation to continue to operate, maintain, and repair a Compressed Natural Gas (CNG) Station at 5300 Municipal Avenue to sell CNG to the City, public and private fleets; and authorizing the Director of General Services to amend and extend the Amendment.

Attachments: [EV0603 Docket Memo CNG Contract](#)

PUBLIC WORKS

Director of Public Works

241036 Sponsor: Director of Public Works Department

Approving various Traffic Regulations in compliance with Chapter 70 of the Code of Ordinances.

Attachments: [Docket Memo.docx](#)

Director of Public Works

241044 Sponsor: Director of Public Works Department

Reducing appropriations in the amount of \$60,842.88 in Fund Number 3518, the GO 2018 Q1 Fund and \$318,363.61 in Fund Number 3519, the GO 2019 Q1 Bond Fund; appropriating \$60,842.88 from the Unappropriated Fund Balance in Fund Number 3518, the GO 2018 Q1 Fund and \$318,363.61 from the Unappropriated Fund Balance in Fund Number 3519, the GO 2019 Q1 Fund to the Grand Ave Bridge Bike/Ped Accommodations (3rd Street to Riverfront); and recognizing this ordinance as having an accelerated effective date.

Attachments: [GO reallocation Docket Memo](#)
[TMP 4902 Approp Admin](#)

Director of Public Works

241053 Sponsor: Director of Public Works Department

Amending Chapter 64, entitled "Streets, Sidewalks and Public Places," by repealing Sections 64-118 and 64-426; amending Chapter 70, entitled "Traffic and Vehicles," by repealing Sections 70-39, 70-263, and 70-562 and enacting in lieu thereof new sections of like number and subject matter all for the purpose of modifying the method permitting fees are adjusted and modifying the permit fees; and establishing an effective date.

Attachments: [Docket Memo Permit Fee adjustment CPI \(002\)](#)

WATER SERVICES

Director of Water Services

241078 Sponsor: Director of Water Services Department

Authorizing a \$29,962,962.00 construction manager at risk Amendment No. 1 to Contract No. 9737 with The Whiting-Turner Contracting Company, for the Water Services Laboratory Remodel and Building Renovation CMAR project for a total contract amount of \$30,012,962.00; authorizing a maximum expenditure of \$33,000,000.00; authorizing a \$1,450,000.00 design professional services contract Amendment No. 2 to Contract No. 9522 pursuant to Code of Ordinance Section 3-7(a)(3) specialized waivers for design professional services contracts with Finkle-Williams, Inc., for the Laboratory Facility Renovations and Modifications project for a total contract amount of \$2,966,000.00; and recognizing this ordinance as having an accelerated effective date.

Attachments: [241078 Docket Memo - Revised](#)
[Ordinance 241078- Revised CUP Summary 9737-A1](#)
[Ordinance 241078- Revised CUP Summary 9522-A2](#)

Director of Water Services

241079 Sponsor: Director of Water Services Department

Authorizing a \$6,905,104.00 progressive design-build Amendment No. 1 to Contract No. 470 with Burns & McDonnell Engineering Company, Inc., for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project for a total contract amount of \$9,646,104.00; and recognizing this ordinance as having an accelerated effective date.

Attachments: [241079 Docket Memo - Revised](#)
[470 Approved Goals](#)
[Ordinance 241079-Revised CUP Summary-470-A1](#)

Director of Water Services

241080 Sponsor: Director of Water Services Department

Authorizing a \$521,498.00 facility repair and maintenance contract with Millgoal Enterprises II, LLC, for Renewal No. 1 for the Green Infrastructure Landscape Maintenance project; authorizing three successive one-year renewals for Facility Repair and Maintenance contracts with further City Council approval; and recognizing this ordinance as having an accelerated effective date.

Attachments: [EV3162-1 Docket Memo](#)
[Ordinance 241080-EV3162-1-R1](#)

HELD IN COMMITTEE

City Manager's Office

240947 Sponsor: Director of Public Works Department

RESOLUTION - Directing the City Manager to enter negotiations with a professional services firm for scope related to project no. EV3164, Rapid Transportation from Airport to Downtown to support the City's decision-making in line with its long-term vision for an efficient, sustainable, inclusive, and robust rapid transit system; and directing the City Manager to provide updates to Council on the negotiated fee and future request for funding allocation.

Attachments: [Docket Memo EV3164 Rapid Transportation](#)

Bunch

240987 Sponsor: Councilmember Eric Bunch

Appropriating funds in the amount of \$500,000.00 for Vision Zero from the Unappropriated Fund Balance of the Public Mass Transportation Fund; directing the City Manager to engage a consultant to review and recommend necessary infrastructure improvements for the top 20 high injury streets; directing the City Manager to develop and implement a crosswalk compliance campaign; and recognizing this ordinance as having an accelerated effective date.

Attachments: [Docket Memo - 240987 UPDATED](#)

SEMI-ANNUAL DOCKET

The listing of Semi-Annual Docket items are provided this week for informational purposes only. Please see the City Clerk's Office for full listing.

ADDITIONAL BUSINESS

1. There may be general discussion for current Transportation, Infrastructure and Operations 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=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 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



File #: 241062

ORDINANCE NO. 241062

Sponsor: Councilmember Wes Rogers

Amending Chapter 70, Code of Ordinances, Traffic and Vehicles, by enacting a new Section 70-308 for the purpose of prohibiting the operation of a motor vehicle with less than all wheels of the motor vehicle in constant contact with the ground.

WHEREAS, City Council seeks to prohibit dangerous driving behaviors to improve public safety; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 70, Code of Ordinances of Kansas City, Missouri, is hereby amended by enacting a new Section 70-308, Raising wheels while operating motor vehicle, to read as follows:

Sec. 70-308. Raising wheels while operating motor vehicle.

(a) It shall be unlawful for any person to operate any motor vehicle or motorcycle with less than all wheels of the motor vehicle or motorcycle in constant contact with the ground in willful disregard for the safety of persons or property on any public street, highway, alley, parking lot, or driveway, or on any other premises that are generally frequented by the public at large. Notwithstanding the foregoing, this section shall not be applicable to persons riding in a parade, at a speed not to exceed thirty miles per hour, if the person is eighteen years of age or older.

(b) *Penalty.* Any person found guilty of violating this section shall be punished by imprisonment not to exceed 180 days or by a fine of not less than \$250.00 nor more than \$1,000.00, or by both such imprisonment and fine.

(c) *Penalty for subsequent violations.* Subsequent violations under this subsection, upon conviction, shall be punished by either a term of shock imprisonment for a period of forty-eight hours or by a term of community service as determined by the municipal judge in proportion to the severity of the violation committed. Violations shall also be punished by a fine of not less than \$750.00 and not more than \$1000.00, or by imprisonment for a period not to exceed six months, or by punished by both fine and imprisonment.

..end

Approved as to form:

Andrew Bonkowski
Assistant City Attorney

**No Docket Memo
Provided for
Ordinance No.**

241062



File #: 241101

ORDINANCE NO. 241101

Sponsor: Director of General Services Department

Authorizing the Director of General Services to execute a one-year contract amendment and lease amendment for Clean Energy CA Corporation to continue to operate, maintain, and repair a Compressed Natural Gas (CNG) Station at 5300 Municipal Avenue to sell CNG to the City, public and private fleets; and authorizing the Director of General Services to amend and extend the Amendment.

WHEREAS, it is in the best interest of the City to continue to utilize Clean Energy CA Corporation, (“Clean Energy”), who has designed, built, operated, maintained, and repaired the CNG Station at 5300 Municipal Avenue for the term of ten years; and

WHEREAS, the City has an immediate need for Clean Energy to continue to operate, maintain, and repair a Compressed Natural Gas (CNG) Station at 5300 Municipal Avenue to meet the City’s CNG needs and the needs of other users of CNG; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of General Services is hereby authorized to execute a one-year contract amendment and lease amendment (collectively “Amendment”) with Clean Energy CA Corporation to continue to operate, maintain, and repair a Compressed Natural Gas (CNG) Station at 5300 Municipal Avenue to meet the City’s CNG needs and the needs of other users of CNG.

Section 2. The Director of General Services is authorized to amend and extend the Amendment for up to five (5) additional one-year terms. A copy of the contract in substantial form is on file in the office of the Director of General Services.

..end

Approved as to form:

James M. Brady
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 241101

Submitted Department/Preparer: General Services

Revised 6/10/24

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 Director of General Services to enter into a one year contract amendment with Clean Energy CA Corporation to continue to operate, maintain and repair a Compressed Natural Gas (CNG) station at 5300 Municipal Avenue to meet the City's needs.

Authorizing the Director of General Services Department to expend funds previously appropriated in this fiscal year's budget and to extend the contract for an additional time if necessary.

There are no MWBE goals on this project.

Discussion

Authorizing the Director of General Services to amend a one-year contract with Clean Energy CA Corporation to operate, maintain, and repair the CNG station at 5300 Municipal Avenue, with the option to extend if needed. Funds for this contract are already allocated in the current fiscal year's budget, and no MWBE goals apply to this project.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
7151-071920-623345
7151 Fleet Services Fund
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.
Yes, recurring cost within Annual budget
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
Yes, Royalty

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)

The account string is verified.

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

Prior Legislation

N/A

Service Level Impacts

None

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?
xx

3. How does this legislation contribute to a sustainable Kansas City?
Contributes to KCMO sustainability goals

4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.
Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

No - CREO's review is not applicable (Press tab after selecting)
Please provide reasoning why not:
No goals

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

No(Press tab after selecting)

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?
No(Press tab after selecting)



File #: 241036

ORDINANCE NO. 241036

Sponsor: Director of Public Works Department

Approving various Traffic Regulations in compliance with Chapter 70 of the Code of Ordinances.

WHEREAS, pursuant to the authority granted in Section 70-38 of the Code of Ordinances, City of Kansas City, Missouri, the Director of the Public Works Department has heretofore made and filed with the Director of Records temporary traffic regulations hereinafter described on a test basis, and notice has been given thereof to the public by publishing said regulations in The Daily Record; and

WHEREAS, the Council has duly considered said regulations and has found it in the public interest and necessary to the public safety that said regulations and each of them continue in effect as a part of Chapter 70 of the Code of Ordinances, and as a part of said sections of said chapter to which the respective regulations refer; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the following temporary Traffic Regulations are hereby approved and said regulations shall continue in force as part of Chapter 70 of the Code of Ordinances, and as a part of said section of said chapter to which the respective regulations refer:

Nos. 66128 through 66147,
Nos. 66148 through 66169,
Nos. 66170 through 66189,
Nos. 66190 through 66226,
Nos. 66227 through 66232,
Nos. 64233 through 64241, and
Nos. 66342 through 66354

Section 2. That the following Traffic Regulation Numbers provide for the removal and discontinuation of certain regulations heretofore in effect, which are hereby terminated and removed from the respective sections of Chapter 70 to which they refer:

Nos. 66128 through 66144,
Nos. 66148 through 66158,
Nos. 66170 through 66176,

Nos. 66190 through 66217,
Nos. 66227 through 66228,
Nos. 64233 through 64238, and
Nos. 66342 through 66345

Section 3. That the following Traffic Regulation Numbers constitute installation of new regulations which are hereby approved in accordance with the provisions of Chapter 70-38 of the Code of Ordinances, City of Kansas City, Missouri:

Nos. 66145 through 66147,
Nos. 66159 through 66169,
Nos. 66177 through 66189,
Nos. 66218 through 66226,
Nos. 66229 through 66232,
Nos. 64239 through 64241, and
Nos. 66346 through 66354

..end

Approved as to form:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 241036

Submitted Department/Preparer: Public Works

Revised 6/10/24

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

Approving various Traffic Regulations in compliance with Chapter 70 of the Code of Ordinances.

Discussion

Approving various Traffic Regulations in compliance with Chapter 70 of the Code of Ordinances.

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)

There is no fiscal impact.

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

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. Does this legislation create or preserve new housing units?

No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

Click or tap here to enter text.

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

No(Press tab after selecting)

Click or tap here to enter text.

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

No(Press tab after selecting)



File #: 241044

ORDINANCE NO. 241044

Sponsor: Director of Public Works Department

Reducing appropriations in the amount of \$60,842.88 in Fund Number 3518, the GO 2018 Q1 Fund and \$318,363.61 in Fund Number 3519, the GO 2019 Q1 Bond Fund; appropriating \$60,842.88 from the Unappropriated Fund Balance in Fund Number 3518, the GO 2018 Q1 Fund and \$318,363.61 from the Unappropriated Fund Balance in Fund Number 3519, the GO 2019 Q1 Fund to the Grand Ave Bridge Bike/Ped Accommodations (3rd Street to Riverfront); and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the Grand Avenue Bike/Pedestrian Bridge project is a high priority due to its imminent advertising and construction must be completed before the 2026 FIFA World Cup;

WHEREAS, the project has Capital Improvement Program score of 76 based on approved rating criteria;

WHEREAS, the project currently has a funding shortfall of approximately \$800,000, and reallocating funds from closed bond fund projects will help address this shortfall; NOW THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY

Section 1. That the sum of \$379,206.49 is hereby reduced in the accounts of the Fund No. 3518, the GO Bond 2018 Q1 Fund, and Fund No. 3519, the GO Bond 2019 Q1 Fund in the following amounts:

AL-3518-898012-B-89008573	N. Oak – NKC to Indianola	\$ 35,765.00
AL-3518-898012-B-89020381	Bridging Docs for Design/Build	7,800.00
AL-3518-898043-B-89060770	Beacon Hill Sidewalk, Curb, Alley	12,280.17
AL-3518-898404-B-89020329	Marlborough Community Infrastructure	4,997.71
AL-3519-897001-B-89008121	Englewood Road Complete Street	32,924.18
AL-3519-897001-B-89008207	Green Hills Rd – Platte Brooke	261,165.43
AL-3519-897001-B-89008545	74th Street and Palmer Roadway	24,274.00
	TOTAL:	\$379,206.49

Section 2. That the sum of \$379,206.49 is hereby appropriated from the Unappropriated Fund Balance to the following accounts of Fund No. 3518, the GO Bond 2018 Q1 Fund, and Fund No. 3519, the GO Bond 2019 Q1 Funds in the following amounts:

AL-3518-898014-B-89005595	Grand Ave Bdg 3rd St – Riverfront	\$ 60,842.88
AL-3518-898014-B-89005595	Grand Ave Bdg 3rd St – Riverfront	<u>318,363.61</u>
	TOTAL:	\$379,206.49

Section 3. That this ordinance relating to the appropriation of money and the expenses of government is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(B) and Section 503(a)(3)(C) of the City Charter.

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the forgoing 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:

Dustin E. Johnson
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 241044

Submitted Department/Preparer: Public Works

Revised 6/10/24

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

Reducing appropriations in the amount of \$ 60,842.88 in Fund Number 3518, the GO 2018 Q1 Fund and \$318,363.61 in Fund Number 3519, the GO 2019 Q1 Bond Fund and appropriating \$60,842.88 from the Unappropriated Fund Balance in the in Fund Number 3518, the GO 2018 Q1 Fund to the Grand Ave Bridge Bike/Ped Accommodations (3rd Street to Riverfront) and appropriating \$318,363.61 from the Unappropriated Fund Balance in Fund Number 3519, the GO 2019 Q1 Fund to the Grand Ave Bridge Bike/Ped Accommodations (3rd Street to Riverfront); and recognizing this ordinance as having an accelerated effective date.

Discussion

The Grand Avenue Bike/Pedestrian Bridge project is a high priority due to its imminent advertising and construction must be completed before the 2026 FIFA World Cup. The project has a Capital Improvement Program score of 76 based on approved rating criteria. The project currently has a funding shortfall of approximately \$800,000, and reallocating funds from closed bond fund projects will help address this shortfall.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
2018 and 2019 Q1 Bond Funds
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.

No

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

No

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 [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
- Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

Prior Legislation

Ordinance 240648 appropriated \$10.8 million dollars for this project.

Service Level Impacts

The Grand Avenue Bridge Bike/Pedestrian Accommodations - 3rd St to Riverfront will add a new bicycle/pedestrian bridge parallel to the Grand Ave viaduct. The improvements will provide a safe and continuous connection between the River Market neighborhood/business district to the developing Berkley Riverfront Park area. This connection is planned to be completed in tandem with the future north Streetcar expansion project and would be necessary to complete the overall planning improvements recognized in the expansion study. This street is part of the proposed Bike KC plan and will include pedestrian accommodations per the Walkability plan to complete the missing pedestrian link to Berkley Park

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?
Creating key pedestrian and bike link between River Market and Berkley Riverfront Park, supporting the Bike KC and Walkability plans. Providing safe transit options, it reduces car dependency and emissions while fostering a healthier community. This connection also supports the future north Streetcar expansion, integrating the bridge into a multimodal network that reduces traffic.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.
Click or tap here to enter text.
5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

Click or tap here to enter text.

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

No(Press tab after selecting)

Click or tap here to enter text.

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

No(Press tab after selecting)



APPROPRIATION TRANSACTION
CITY OF KANSAS CITY, MISSOURI

DEPARTMENT: **Public Works**

BUSINESS UNIT: **KCMBU** DATE: **12/2/2024** JOURNAL ID: _____

LEDGER GROUP: **ADMIN** BUDGET PERIOD: **2025**

<u>FUND</u>	<u>DEPT ID</u>	<u>ACCOUNT</u>	<u>PROJECT</u>	<u>AMOUNT</u>
3518	898014	611060	89005595	\$60,842.88
3519	898014	611060	89005595	\$318,363.61
TOTAL				<u>379,206.49</u>

DESCRIPTION:

APPROVED BY:	DATE	APPROVED BY: DEPARTMENT HEAD	DATE
_____	_____	_____	_____



REQUEST FOR SUPPLEMENTAL REVENUE

CITY OF KANSAS CITY, MISSOURI

DEPARTMENT: _____

BUSINESS UNIT: _____

DATE: _____

JOURNAL ID: _____

LEDGER GROUP: **REVENUE**

<u>FUND</u>	<u>DEPT ID</u>	<u>ACCOUNT</u>	<u>PROJECT</u>	<u>AMOUNT</u>
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TOTAL _____ -

DESCRIPTION:

APPROVED BY: _____

DATE _____

APPROVED BY: DEPARTMENT HEAD _____

DATE _____



File #: 241053

ORDINANCE NO. 241053

Sponsor: Director of Public Works Department

Amending Chapter 64, entitled "Streets, Sidewalks and Public Places," by repealing Sections 64-118 and 64-426; amending Chapter 70, entitled "Traffic and Vehicles," by repealing Sections 70-39, 70-263, and 70-562 and enacting in lieu thereof new sections of like number and subject matter all for the purpose of modifying the method permitting fees are adjusted and modifying the permit fees; and establishing an effective date.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CTIY:

Section 1. That Chapter 64, Streets, Sidewalks, and Public Places, is hereby amended by repealing Sections 64-118 and 64-426, and enacting in lieu thereof new sections of like number and subject matter, to read as follows:

Sec. 64-118. Excavation permit fees.

- (a) *Application fee.* A nonrefundable fee in an amount sufficient to defray the expenses of investigating the application, issuing the permit and inspecting the excavation site shall be charged. Effective October 1, 2024, the minimum application fee for all excavations up to 100 lineal feet shall be \$171.34, and for each additional 100 lineal feet of excavation or portion thereof an additional \$171.34 shall be charged.
- (b) *Pavement degradation fees.* In addition to the application fee, if the excavation is in a paved portion of property, right-of-way or easements owned by the city that is used as a street or alley, then a degradation fee shall be charged to the applicant to recover the cost of the degradation to the life of the pavement The fee shall be based on the size of the pavement restoration, the area of influence around the restoration, and the value of the remaining life expectancy of the pavement, and the current value of the pavement. If street pavement is reconstructed curb to curb in association with the excavation permit, no degradation fee will be required.
- (c) *Calculation of the degradation fee.* The Degradation cost will be Based on the tables of values published by the director, the applicant shall calculate the value of the degradation fee for each restoration and shall total all the fees and the round to the nearest dollar. The director will provide information on the ages of the pavement sections and the

maintenance history. The completed estimating form and fees shall be submitted with the application for the permit for approval.

"P"			"O"			"S"		
Construction Cost \$12.47			Maintenance Cost \$0.40			Maintenance Cost \$0.11		
Age From Construction			Age Mill & Overlay			Age Slurry Seal		
	Rate	Cost/Sq. Ft.		Rate	Cost/Sq. Ft.		Rate	Cost/Sq. Ft.
1	100	12.47	1	100	0.40	1	100	0.11
2	97	12.10	2	90	0.36	2	80	0.09
3	93	11.60	3	80	0.32	3	60	0.07
4	90	11.22	4	70	0.28	4	40	0.04
5	87	10.85	5	60	0.24	5	20	0.02
6	83	10.35	6	50	0.20		Over 5	0.00
7	80	9.98	7	40	0.16			
8	77	9.60	8	30	0.12			
9	73	9.10	9	20	0.08			
10	70	8.73	10	10	0.04			
11	67	8.35		Over 10	0.00			
12	63	7.86						
13	60	7.48						
14	57	7.11						
15	53	6.61						
16	50	6.24						
17	47	5.86						
18	43	5.36						
19	40	4.99						
20	37	4.61						
21	33	4.12						
22	30	3.74						
23	27	3.37						
24	23	2.87						
25	20	2.49						
26 +	Residual Value	2.49						

The area of influence is equal to the area of the restored pavement plus 2 feet on each side.

The history of the street segments shall be available on the City of Kansas City website www.kcmo.gov

- (d) *Fees payable to city treasurer.* The application fee and degradation fee, if paid by check, money order, bank draft or other negotiable instrument, shall be made payable to the city treasurer, who shall deposit it to the credit of the street maintenance fund. The excavation permit shall not be issued until the fees required by this section are paid.

- (e) *Adjustment of fees.* The city manager shall have the authority to adjust the application fees listed above to reflect the change in the consumer price index (all items/ all urban consumers Midwest urban) published by the United States Department of Labor, Bureau of Labor Statistics. If the costs of processing the excavation permit falls below the fees being charged, the fees shall be reduced to an amount equal or less than the costs. The adjustment, if any, shall be made annually by the city manager in conjunction with the adoption of the annual budget of the city by filing a notice with the city clerk. Notwithstanding anything herein to the contrary, the council may modify or waive the imposition of the fees established herein if the council determines that it is in the public interest to do so.

Sec. 64-426. Permit fees.

- (a) The permit application fee shall be \$29.75. There shall be no additional daily permit fee for the first 21 calendar days from and including the date on which the permit was issued. Commencing on the twenty-second calendar day and each day thereafter a daily permit fee of \$0.46 per square foot of street plate bridging shall be imposed.
- (b) The permit application fee shall be \$120.04 and the daily permit fee shall be doubled if street plate bridging is placed prior to obtaining a permit, except in cases where such placement was required by an emergency.
- (c) *Waiver of fees.* At the sole discretion of the director, all or part of the fee may be waived if unique or unusual circumstances, as determined by the director, so warrant.
- (d) *Adjustment of fees.* The director shall have the authority to adjust the fees listed in this section to reflect the change in the consumer price index (all items / all urban consumers/ Midwest urban) published by the United States Department of Labor, Bureau of Labor Statistics. The adjustments, if any, shall be made annually by the director in conjunction with the adoption of the annual budget of the city by filing a notice with the city clerk.
- (e) *Use of fees.* All fees collected pursuant to this section shall be allocated to the public works department to be used for traffic control purposes.
- (f) *Adjustment of fees.* The city manager shall have the authority to adjust the fees listed in this section to reflect the change in the consumer price index (all items / all urban consumers/ Midwest urban) published by the United States Department of Labor, Bureau of Labor Statistics. The adjustments, if any, shall be made annually by the director in conjunction with the adoption of the annual budget of the city by filing a notice with the city clerk.

Section 2. That Chapter 70, Traffic and Vehicles, is hereby amended by repealing Sections 70-39, 70-263, and 70-562, and enacting in lieu thereof new sections of like number and subject matter, to read as follows:

Sec. 70-39. Authority of director to close streets, sidewalks and other travelways; authority to establish emergency parking restrictions.

(a) *Definitions.* As used in this section:

Alley means a street or highway intended to provide access to the rear or side of lots or buildings in urban districts and not intended for the purpose of through vehicular traffic.

Active work zone means where construction, maintenance or utility workers are on the roadway or sidewalk or on the shoulder of the roadway and workers are adjacent to an active travel lane.

Average daily traffic (ADT) means the following expected average daily traffic for the road classifications in the city's major street plan, approved by City Council Ordinance 40346, October 7, 1971 as amended, unless an applicant provides traffic counts obtained under the supervision of a professional engineer, in which case those counts, if approved by the city, may be used in lieu of the values specified herein.

Classification	Expected ADT	ADT to be used
Expressways	At least 15,000 veh. per day	15,000 veh. per day
Primary arterials	At least 10,000 veh. per day	10,000 veh. per day
Secondary arterials	5,000 to 10,000 veh. per day	5,000 veh. per day
Other streets	Less than 5,000 veh. per day	500 veh. per day

Block means a piece or parcel of land entirely surrounded by public highways, streets, streams, railway rights-of-way or parks, or a combination thereof. The director of codes administration shall decide any question regarding the limits or extent of a block.

Detour distance means:

- (1) The distance of a lane closure including approaches if only a portion of the public right-of-way is closed so that traffic is diverted to different lanes in the same public right-of-way as determined by a traffic control plan approved by the director of public works; and
- (2) The distance of the alternate route as determined by a traffic control plan approved by the director resulting from a complete closure of the public right-of-way.

Director means the director of public works of Kansas City unless otherwise defined herein.

Emergency means a condition that poses a clear and immediate danger to life or health, or a significant loss of property or requires immediate repair or replacement in order to restore service to a customer.

Major street plan means the original document approved by the council by Ordinance No. 40346 on October 7, 1971, as amended from time to time.

Person means an individual, firm, association, partnership, limited liability company, corporation or any other organization.

Right-of-way means an area of land designated and reserved for public travel whether vehicular or pedestrian and includes a street, a median, a parkway, pedestrian sidewalk and bikeway.

Traffic control permit fee formula means the basic formula to determine the amount of the fee for closing driving lanes of a road to be applied as follows:

The ADT for the designated classification of the road is multiplied by the number of days for closure of the street or part thereof multiplied by the detour distance in linear miles, multiplied by the unit cost, multiplied by the specified factor for direction of travel, multiplied by the specified factor for driving lanes.

Unit cost (UC) shall be \$0.17 per linear mile which shall be adjusted annually to the nearest cent by the director to reflect the change in the consumer price index (all items/all urban consumers/Kansas City, Missouri/Kansas) published by the United States Department of Labor, Bureau of Labor Statistics.

Weekend means the period from Friday evening at 5:00 p.m. through Monday morning at 7:00 a.m.

- (b) *Traffic control permits.* The director shall have authority to close or issue a permit to close any street, sidewalk, or any other city maintained public right-of-way or part thereof when, in the director's opinion, the closing is necessary for construction, maintenance, or for the protection of public health or safety or other special condition. Except for an emergency, no street, sidewalk or other city maintained portion of public right-of-way shall be closed by any person to traffic for any purpose without first obtaining a traffic control permit from the director of public works. In the event a person causes a closure required by an emergency, such person shall file an application for a traffic control permit and pay the appropriate fees associated therewith the next regular business day after the closure. The director shall have authority to establish reasonable regulations for the issuance, use, revocation and denial of such permits. Nothing in this section shall authorize the use of a public sidewalk for a commercial purpose.
- (c) *Application fee.* An application fee of \$90.29 shall accompany each application for a traffic control permit the application fee is to defray the various costs incurred by the city in investigating and processing the applications and issuing the permit and inspection of the site of the traffic control. The application fee is not refundable.
- (d) *Form of application.* An application for a traffic control permit shall be completed on a form furnished by the director and shall include a detailed traffic control plan.
- (e) *Traffic control plan.* A traffic control plan submitted to the director for approval shall comply with the requirements of the Manual of Uniform Traffic Control Devices

(MUTCD) in force on the date of the application and shall include a dimensioned drawing that identifies the following:

- (1) The location of the right-of-way to be closed, including all approaches.
 - (2) The location of a detour route.
 - (3) The location of all traffic control devices required for the closure of the right-of-way and signage for the detour route(s). No traffic control device shall be placed more than 300 feet from an active work zone unless approved by the director prior to the placement of the traffic control device.
 - (4) If applicant does not provide a traffic control plan, upon request by the applicant, the department of public works will prepare a plan and applicant shall pay the city a nonrefundable fee in the amount of the direct costs and overhead incurred by the department of public works as determined by the director. In no event will such fee be less than \$153.90.
 - (5) The traffic control plan shall anticipate the performance of continuous construction activities. If construction activities are not being continuously performed within the entire active work zone for a period of 48 hours, excluding weekends, the permit holder must immediately restore the work zone and remove traffic control devices unless exempted by the director.
 - (6) The posted speed limit inside the active work zone shall be reduced by ten miles per hour on roadway classified as expressways, primary arterials, and secondary arterials. The minimum speed limit in an active work zone shall be 25 miles per hour.
- (f) *Traffic control permit fees.* In addition to the application fee, and a traffic control plan preparation fee if applicable, a traffic control permit fee shall be charged for the closure of the public right-of-way. The amount of the traffic control permit fee shall be the sum of the fees for each direction of travel determined by applying the traffic control fee formula using the following factors:
- (1) Factor for direction of travel. For a two-way street, the factor for each direction of travel shall be 0.58. For a one-way street, the factor for direction of travel shall be 1.17,
 - (2) Factor for driving lanes. The factor for driving lanes shall be as set out in the following chart:

Total number of driving lanes for the direction of travel	Number of driving lanes closed for the direction of travel				
	1	2	3	4	5
1 lane	1.15				
2 lanes	0.46	1.17			
3 lanes	0.23	0.69	1.17		

4 lanes	0.17	0.46	0.75	1.17	
5 lanes	0.12	0.40	0.64	0.81	1.17

- (3) For lane closures between 9:00 a.m. and 4:00 p.m., if the lane is otherwise opened for public travel, the traffic control permit fee shall be reduced by 50 percent. For lane closures between 6:00 p.m. and 7:00 a.m., if the lane is otherwise opened for public travel, the traffic control permit fee shall be reduced by 70 percent if the closure of a lane is limited to Saturday, Sunday or a holiday, the traffic control permit fee shall be reduced by 70 percent.
- (4) For each alley within a block, the traffic control permit fee shall be \$1.79 per day or portion thereof.
- (5) Turn lanes and lanes for bus stops shall be treated as driving lanes.
- (6) For intersections, the lanes for each direction of travel of the intersecting street shall be treated separately.
- (7) The minimum detour distance to be used to calculate the traffic control permit fee shall be 0.0641 miles.
- (8) Parking lanes with meters: For parking lanes with meters, the traffic control permit fee shall be \$3.56 per meter per day or portion thereof, except for Saturday, Sunday and holidays.
- (9) Parking lanes without meters: For regulated parking lanes without meters, the traffic control permit fee shall be \$0.65 cents per day or portion thereof for each 20 feet of such right-of-way closed.
- (10) A parking lane with designated hours for parking shall be considered a driving lane if it is closed during the hours when parking is prohibited.
- (11) Sidewalk/non-roadway area: For sidewalk/non-roadway area, the traffic control permit fee shall be 69 cents per day or portion thereof for each 20 feet of sidewalk or non-roadway area of such right-of-way closed. If sidewalk/non-roadway area is closed in conjunction with the adjacent lane closure, the traffic control permit fee for sidewalk/non-roadway area shall be reduced by 50 percent.
- (g) *Annual permits.* In lieu of a traffic control permit issued by the director under the requirements contained in subsections (c), (d), (e), and (f) of this section, the director may issue an annual traffic control permit for each construction or maintenance vehicle used in a partial blockage of a street, sidewalk, or other city maintained public right-of-way to a qualified applicant complying with all of the following conditions:
1. Those utilities and other companies operating under a franchise agreement with the city, telecommunications companies paying the occupational license taxes required by sections 40-360 and 40-361, Code of Ordinances, city departments,

and contractors acting as an agent for same, if experienced in proper traffic control procedures and approved by the director, and the approved agents) for the recognized statewide utility locating network, of which the city is a member, are eligible for annual traffic control permits.

2. An annual traffic control permit issued for and exclusively assigned to a particular vehicle of the qualified applicant.
 3. An annual traffic control permit shall not apply to more than one right-of-way closure during the same time period.
 4. An annual traffic control permit shall not apply to closures involving more than one-half of the total number of traffic lanes of a street, to closures that extend beyond 500 feet, and closures that include an intersection of two streets.
 5. The annual traffic control permit will only exempt the permit holder from the requirements for an individual traffic control permit if:
 - a. The reason for the closure is nondestructive work in the public right-of-way; or
 - b. An excavation including all pavement is completely restored and open for normal traffic flow in the street, sidewalk or other city maintained right-of-way within 72 hours, provided that temporary street surface repairs with cold mix asphalt patching material are acceptable during the months of November through March.
- (6) If approved by the director for an annual traffic control permit, payment of the annual traffic control permit fee to the city in the amount of \$361.15.
- (7) The director is authorized to establish reasonable regulations for the issuance, use, and revocation of annual traffic control permits.
- (h) *Plumbing traffic control permits.* For closure of a street, not identified as a major street in the city's major street plan, required for water/sewer main connections and disconnections performed by a plumber who has obtained a permit to excavate in such right-of-way for making a connection or disconnection of a private water or sewer line to a city main line, such plumber may obtain a plumbing traffic control permit for the life of such excavation permit, by payment of an additional fee of \$28.73 per excavation permit.
- (i) *Time for restoration of traffic control devices.* All permanent traffic control devices including pavement markings and signs disturbed by work performed pursuant to a traffic control permit shall be restored by the permit holder within 72 hours after completion of the work.

- (j) *Festivals.* For closure of a street required by a festival, the applicant shall certify that no less than ten days prior to the proposed festival, all owners or property managers of property adjacent to the street closure have been notified in writing of the (1) name of the event; (2) name of the sponsor organization, if any, including mailing address and telephone number; and (3) date, starting and ending times of the event. The applicant is responsible for collecting and managing recyclable materials and trash generated in conjunction with the festival in accordance with procedures established by the director, and for post-event cleanup of the streets, sidewalks and public ways. The applicant for a festival permit shall meet all the requirements set forth in this section including the provisions of the application fee, traffic control plan fee if applicable, and the traffic control permit fee.
- (k) *Neighborhood block party permits.*
- (1) The neighborhood block party permit authorizes the applicant to barricade a specified portion of a street, not identified as a major street in the city's major street plan, using city approved barricades, denying access to through traffic (except emergency vehicles and residents who reside within the barricaded area) to conduct a neighborhood block party. No fee shall be charged for a neighborhood block party permit.
 - (2) The applicant must be either a neighborhood resident or the neighborhood homes association group. The applicant shall be made on a form provided by the director at his office in City Hall. The applicant must provide evidence on the application form that all of the residents who live in the blocked off area have been notified in writing of the proposed neighborhood block party and that a minimum of 60 percent of these residents are in favor.
 - (3) Neighborhood block parties shall be conducted only between the hours of 7:00 a.m. and 10:00 pm. The applicant is responsible for collecting and managing recyclable materials and trash generated in conjunction with the neighborhood block party in accordance with procedures established by the director and for post-event cleanup of the streets, sidewalks and public ways.
- (l) *Trailers or dumpsters.* The fee to place a trailer or dumpster in the sidewalk, nonroadway area of the right-of-way or street right-of-way shall consist of an application fee of \$60.53 and a traffic control permit fee resulting from that obstruction within the right-of-way. For the placement of a single trailer or dumpster, not in excess of 50 feet in length, used for purposes of construction or demolition work, placed in the sidewalk, nonroadway area of the right-of-way or the curb lane of street right-of-way areas of a street, not identified as a major street in the city's major street plan, an applicant may elect to pay a flat traffic control fee of \$12.31 per day or portion thereof instead of the other traffic control permit fees provided in this section, in which case there shall be no application fee charged.
- (m) *Waiver.* Fees set forth in this section shall not apply to the following:

- (1) Except for the water services department and the aviation department, city departments and their contractors performing roadway or roadway feature related work, including landscaping, maintenance or repair.
 - (2) Firms or agencies required by the city to relocate utilities.
 - (3) Transportation facility improvement projects funded by federal, state or local governments.
 - (4) When the director finds that it is necessary to close the street for the immediate protection of public safety.
 - (5) That portion of a project by a private developer that involves improvements to existing infrastructure and facilities in the public right-of-way, including but not limited to utilities, sidewalks, acceleration lanes, deceleration lanes, turn lanes and traffic signals, so long as the increase of the operating capacity or revised geometries of said infrastructure and facilities is not primarily required to serve the development.
- (n) *Double fees.* Absent an emergency situation, as defined by the director in rules and regulations which reflect the need for prompt action to protect the public safety, the fees established by this section shall be doubled for any permit and associated inspection if work is commenced prior to obtaining a permit.
- (o) *Emergency parking restrictions.* The director may establish emergency parking restrictions or prohibitions upon any street or part thereof upon the request of any responsible applicant when the parking restrictions are necessary for construction or other special conditions. The applicant shall notify the public works department immediately when construction is complete or when any special conditions cease to exist.
- (p) *Traffic control devices.* The director may install, allow or require responsible applicants to install, traffic control devices giving notice of the approved emergency parking restrictions or prohibitions permitted under subsection (o) of this section. If an applicant installs traffic control devices, then the applicant shall immediately notify the public works department when the traffic control devices are installed and shall immediately remove the traffic control devices when construction is complete or the special conditions end.
- (q) *Use of fees for traffic control purposes.* All fees collected pursuant to this section shall be allocated to the public works department to be used for traffic control purposes.
- (r) *Adjustment of fees.* The city manager shall have the authority to adjust the fees listed in this section to reflect the change in the consumer price index (all items/all urban consumers/Midwest urban) published by the United States Department of Labor, Bureau of Labor Statistics. The adjustments, if any, shall be made annually by the director in conjunction with the adoption of the annual budget of the city by filing a notice with the city clerk.

Sec. 70-263. Permit for parades.

(a) Definitions. The following words, when used in this section, shall be defined as follows:

- (1) Applicant means an individual person, partnership, limited liability company, corporation, or any other entity whatsoever applying for a permit.
- (2) Director means the director of the public works department or his or her designee.
- (3) Funeral procession means a line of vehicles or persons or both traveling to a cemetery or other place of repose in connection with a funeral.
- (4) Parade means an organized, continuous procession of three or more vehicles or persons, or both, on any street or highway as defined in section 70-1 of the Code of Ordinances.

(b) Authority to promulgate rules and regulations. The director shall have the authority to promulgate, rules and regulations to implement this section.

(c) Permit required. Except funeral processions and parades in conjunction with and within the barricaded area of a permitted block party, no parade shall be held without first obtaining a permit from the director.

(d) Application. For parades, a written application shall be filed in the form prescribed by the director not less than ten calendar days, not including the day that the application is filed, before the proposed event. Failure to timely file a written application may result in the denial of the permit. Each application shall be accompanied by an initial application fee of \$107.73. Additional fees and permits may be required if the event or event route impacts the city's parks and boulevard system. Each application shall include the following information regarding the parade and shall be submitted in a format required by the director:

- (1) The name and address of the person filing the application.
- (2) If applicable, the name and address of the organization sponsoring the proposed event, or to benefit from the event.
- (3) The proposed date(s) and time of the parade.
- (4) The time of set up, commencement, termination and cleanup of the streets, sidewalks and surrounding areas.
- (5) An identification by street name of the proposed route and maximum length, including staging area and dismounting areas.
- (6) A map of the proposed route.

- (7) The number of people and vehicles taking part in the parade.
- (8) The area of the right-of-way to be reserved for the parade.
- (9) A certificate of insurance, in such amounts as the director shall reasonably require, naming the city as an additional insured.
- (10) An agreement obligating the applicant to complete, or arrange for another to complete,
the post-event cleanup on the streets, sidewalks and other public ways.
- (11) A traffic control plan, including methods, devices, detour of traffic and who will be responsible for controlling traffic.
- (12) A parking plan identifying where participants and attendees will park during the parade.
- (13) A public notification plan as provided in subsection (e) below.
- (14) Proof that the traffic control plan was submitted to the city police department as provide in subsection (f) below.
- (15) Proof of route notification to the Kansas City Area Transportation Authority as provided in subsection (g) below.

The director may require an applicant to meet in person at any point during the application process for the purpose of discussing the application, and to provide such additional documentation as the director may reasonably require in conjunction with the review and consideration of the application. The delineation of specific documentation required to be submitted with the application shall not restrict the director from reasonably requiring the submittal of additional documentation.

- (e) Public notification plan. Every applicant shall submit a plan for notifying members of the public who might reasonably be affected by the parade. The public notification plan may consist of notification by postcard, signage along the parade route, e-mail notification, published notification, or a combination thereof. Only parade notification signs complying with this subsection will be allowed on boulevards and parkways notwithstanding any section of the Code. Parade notification signs erected pursuant to this section shall be no larger than three square feet. Notification shall include the name of the parade, the dates and times that the streets or highways are proposed to be closed to traffic, and contact information for the applicant or event sponsor. Any signs for a parade shall not be posted until three days before the parade. The applicant shall confer with the director and the director shall have the authority to require modifications to the public notification plan submitted by the applicant as a condition of permit approval. Any signage included in the approved plan shall not be placed in any location outside the

public right-of-way except with the consent of the affected property owner; no additional permit or fee shall be imposed for the privilege of placing any approved sign required by this subsection within the public right-of-way, provide however that signs shall be removed within 24 hours following the conclusion of the parade.

- (f) Traffic control and costs. The applicant shall submit its traffic control plan to the city police department, and the failure to do so shall preclude the issuance of a permit by the director. Costs for traffic control required for the parade shall be determined, assessed and waived in the sole discretion of the police department. Applicant's failure to remit any costs assessed by the police department, however, shall not preclude issuance of the permit. Any costs assessed and remaining unpaid may be recovered by the police department from the applicant in such manner as is provided by law.

- (g) Notification to Kansas City Area Transportation Authority. The applicant shall notify the Kansas City Area Transportation Authority of the proposed route and proposed date and time of the parade.

- (h) Authority to impose conditions. In order to protect the health, safety and welfare of the public, the director shall have the right to determine and impose conditions related to the following:
 - (1) The route and maximum length of the parade, including identifying an alternate route or portions of the route.
 - (2) The proposed time of the parade, including establishing time periods during which portions of the route may not be closed, and imposing maximum time limits that certain portions of the route, once closed, may remain closed.
 - (3) The number of people and vehicles taking part in the parade.
 - (4) The minimum and maximum speeds.
 - (5) The maximum intervals of space to be maintained between the units of the event.
 - (6) The area of the right-of-way to be reserved for the event.
 - (7) The time of set up, commencement, termination and cleanup of the streets, sidewalks and surrounding areas.
 - (8) The public notification plan.
 - (9) Traffic control measures.
 - (10) The placement of persons along the parade route with maps readily identifying each location where the parade may be crossed during the event.

- (11) The opening of streets or highways, or portions thereof, on a rolling basis to commence at a pre-determined time after the last scheduled persons or vehicle shall have started.
- (i) Standards for determination of conditions and approval. The director shall determine the conditions for the parade in accordance with the following standards:
 - (1) What effect the conduct of the parade will have on the safe and orderly movement of mass transit and pedestrian and vehicular traffic contiguous to the route.
 - (2) Whether the conduct of the parade will require the diversion of so great a number of police officers to properly police the line of movement and the areas contiguous thereto will prevent normal police protection to the city.
 - (3) Whether the conduct of the parade will interfere with the movement of police vehicles, firefighting equipment and ambulances en route to emergency destinations.
 - (4) Whether the plan for the conduct of the parade will include stopping en route.
 - (5) Whether there are viable alternatives for location of the parade route including sidewalks contiguous to the proposed route or available public parks along the proposed route.
 - (6) Whether the parade route conflicts with another permitted parade, race or other street closure.

No permit shall be issued by the director if the location or proposed route of the parade presents a clear and present danger of destruction of, or injury to, life or property, or if the applicant has not met the requirements for a permit contained in this section, provided that no permit shall be denied on the basis of the content of the parade or the potential for hostility of onlookers or parade participants.

- (j) Assistance from other city departments/entities. In connection with the director's investigation of an application for a permit, all departments of the city shall provide information and assistance to the director upon request. The director shall verify with the parks and recreation department that the proposed event does not conflict with other events or boulevard and parkway closures. The investigation shall include reviewing the community calendar to ensure other events are not impacted by the race. The director may request the city police department provide information and assistance with regard to imposing appropriate conditions for the parade.
- (k) Approval or denial of permit. If a timely application for a permit is filed, the director shall approve or deny the application and notify the applicant, in writing, no less than five calendar days prior to a proposed parade. If an untimely application for a permit is filed, the director may, but shall not be required to, deny the permit. In such circumstance, the

director shall approve or deny the application and notify the applicant, in writing, as follows: If sufficient time remains before the proposed event, within five calendar days from the date the application is filed, if for a parade. If the application is untimely to the extent that the proposed event would precede the expiration of these time limits, then within 24 hours prior to the proposed event.

A denial shall state with specificity the basis for the denial. Any condition imposed by the director that is unacceptable to the applicant or any failure to approve or deny the application and notify the applicant as provided for herein shall be considered a denial for purposes of review.

- (l) Review of denial of permit. An applicant who has been denied a permit may appeal the director's decision to the city manager or his or her designee, who shall convene an administrative hearing within two calendar days of receipt of the applicant's request for review, not including weekends and holidays, unless the applicant requests to extend the time. If the applicant's request for review is sent by U.S. Mail, postage prepaid, receipt will be conclusively deemed to have occurred on the third calendar day following the date the request for review was placed in the mail, not including weekends and holidays. At the conclusion of the administrative hearing, the city manager or his or her designee shall issue a decision and serve it on the applicant. In the event there is insufficient time before the proposed parade to conduct an administrative hearing, and the insufficiency was not caused solely by the applicant's request for an extension of time, the applicant's untimely application for a permit, or by the applicant's delay in requesting review under circumstances where time would have otherwise allowed for the review provided for herein had it been requested sooner, then the applicant may seek redress from the director's decision in a court of competent jurisdiction. For the sole purposes of determining whether sufficient time remains for the administrative hearing provided for herein and whether any insufficiency was caused by the applicant, notice of a denial shall be deemed effective upon receipt by the applicant; if notice of a denial is sent by U.S. Mail, postage prepaid, receipt will be conclusively deemed to have occurred on the third calendar day following the date the notice was placed in the mail for delivery, not including weekends and holidays.
- (m) Display of permit. The permit shall be in the possession of the applicant or a representative of the applicant during the parade, at the staging site, and shall be presented, on request, to any city official or officer of the police department at any time prior to or during the parade.
- (n) Compliance with noise code required. The parade shall be conducted in compliance with the noise control code, chapter 46, Code of Ordinances. Every applicant shall contact the current health department liaison for noise control related to parades, for consultation about any possible violation.
- (o) Commercial parades. No permit shall be issued by the director authorizing the conduct of a parade which is proposed to be held for the sole purpose of advertising any products, goods, wares or merchandise, and is designed to be held purely for personal profit.

- (p) Revocation of permit. A permit may be revoked by the director, the procession may be halted, and the participants may be required to disperse whenever the conditions imposed on the parade by the director are being violated, the requirements of this section, including but not limited to the public notification plan as modified and approved by the director, have not been fulfilled in their entirety, or there is a clear and present danger of destruction of, or injury to, life or property, provided that no permit shall be revoked on the basis of the content of the parade, or the potential for hostility of onlookers or parade participants. It shall be the duty of the police department to enforce the orderly dispersal of the participants.
- (q) Denial of future permits. The director may deny future permits to anyone applying on behalf of an organization that previously sponsored or benefited from a permitted event if such permit was revoked or if grounds to revoke such permit shall have existed.
- (r) Adjustment of fees. The city manager shall have the authority to adjust the fees listed in this section to reflect the change in the consumer price index (all items / all urban consumers/ Midwest urban) published by the United States Department of Labor, Bureau of Labor Statistics. The adjustments, if any, shall be made annually by the director in conjunction with the adoption of the annual budget of the city by filing a notice with the city clerk.

Sec. 70-562. Permits for loading zones.

- (a) The director shall not designate or sign any loading zone upon special request of any person unless such person makes application for a permit for such zone and for signs to indicate the ends of each such zone. The application shall be accompanied by a deposit of \$15.39, which shall apply to the annual fee if such loading zone is approved and which shall be returned to the applicant if the request for the loading zone is denied. The director, upon granting a permit, shall collect from the applicant and deposit in the city treasury an annual service fee of:
 - (1) In an area bounded on the south by Truman Road, on the north by 6th Street, on the west by Washington Avenue, and on the east by Harrison Street.
 - a. Eighteen dollars for each foot of such loading zone when such space is available during any of the nighttime hours between 6:00 p.m. and 7:00 a.m.
 - b. Eighteen dollars for each foot of such loading zone when such space is available during any of the daytime hours between 7:00 a.m. and 6:00 p.m. or 24 hours per day.
 - (2) In all other areas:
 - a. Five dollars for each foot of such loading zone when such space is available during any of the nighttime hours between 6:00 p.m. and 7:00 a.m.

- b. Eleven dollars for each foot of such loading zone when such space is available during any of the daytime hours between 7:00 a.m. and 6:00 p.m. or 24 hours per day.
- (b) Every such permit shall expire at the end of one year.
- (c) The city manager shall have the authority to adjust the fees listed in this section to reflect the change in the consumer price index (all items / all urban consumers/ Midwest urban) published by the United States Department of Labor, Bureau of Labor Statistics. The adjustments, if any, shall be made annually by the director in conjunction with the adoption of the annual budget of the city by filing a notice with the city clerk.

Section 3. That this Ordinance shall become effective January 1, 2025.

..end

Approved as to form:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 241053

Submitted Department/Preparer: Public Works

Revised 6/10/24

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 64, entitled "Streets, Sidewalks and Public Places," by repealing Sections 64-118 and 64-426; amending Chapter 70, entitled "Traffic and Vehicles," by repealing Sections 70-39, 70-263, and 70-562 and enacting in lieu thereof new sections of like number and subject matter all for the purpose of modifying the method permitting fees are adjusted and modifying the permit fees; and establishing an effective date.

Discussion

The director is adjusting the Right of Way permit fees by the Midwest CPI.

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?
Raises revenue for the Public Works permit group
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?
Generate revenue/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)

There is no fiscal impact.

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

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. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

Click or tap here to enter text.

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

No(Press tab after selecting)

Click or tap here to enter text.

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?
No(Press tab after selecting)



File #: 241078

ORDINANCE NO. 241078

Sponsor: Director of Water Services Department

Authorizing a \$29,962,962.00 construction manager at risk Amendment No. 1 to Contract No. 9737 with The Whiting-Turner Contracting Company, for the Water Services Laboratory Remodel and Building Renovation CMAR project for a total contract amount of \$30,012,962.00; authorizing a maximum expenditure of \$33,000,000.00; authorizing a \$1,450,000.00 design professional services contract Amendment No. 2 to Contract No. 9522 pursuant to Code of Ordinance Section 3-7(a)(3) specialized waivers for design professional services contracts with Finkle-Williams, Inc., for the Laboratory Facility Renovations and Modifications project for a total contract amount of \$2,966,000.00; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the City executed a \$50,000.00 professional, specialized or technical services contract with The Whiting-Turner Contracting Company under Contract No. 9737 on April 19, 2023 for the Water Services Laboratory Remodel and Building Renovation Construction Manager at Risk (CMAR) project that included all pre-construction and construction project management services “At-Risk” and with a guaranteed maximum price (GMP) for project delivery relating to the entire spectrum of construction; and

WHEREAS, the City executed a \$351,000.00 design professional services contract under Contract No. 9522 with Finkle-Williams, Inc. on September 21, 2020, for design services for the Laboratory Facility Renovations and Modifications project, which included detailed programming, space planning, preliminary design, final design, construction documents, cost estimates, and evaluation; and

WHEREAS, City Council passed Ordinance No. 211007 on November 10, 2021, authorizing a \$1,165,000.00 Amendment No. 1 to Contract No. 9522 for design professional services contract with Finkle-Williams, Inc. for the Laboratory Facility Renovations and Modifications project, which was for 100% completion of the bid phase (which was executed by the City on March 24, 2022); NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of the Water Services Department is authorized to execute a construction manager at risk Amendment No. 1 to Contract No. 9737 in the amount of \$29,962,962.00, for a total contract amount of \$30,012,962.00, with The Whiting-Turner Contracting Company, for the Water Services Laboratory Remodel and Building Renovation

CMAR project, Project No. 80002229. A copy of the amendment is on file in the office of Water Services.

Section 2. That the Director of the Water Services Department is authorized a maximum expenditure of \$33,000,000.00 from Account No. AL-8082-807710-B-80002229, Adm/Service Facility Improv, to satisfy the cost of this amendment.

Section 3. That the Director of Water Services Department is authorized to execute a design professional services Amendment No. 2 to Contract No. 9522 pursuant to Code of Ordinance Section 3-7(a)(3) specialized waivers for design professional services contracts in the amount of \$1,450,000.00, for a total contract amount of \$2,966,000.00, with Finkle-Williams, Inc., for the Laboratory Facility Renovations and Modifications project, Project No. 80002229. A copy of this amendment is on file in the office of Water Services.

Section 4. That the Director of the Water Services Department is authorized a maximum expenditure of \$1,450,000.00 from Account No. AL-8082-807710-B-80002229, Adm/Service Facility Improv, to satisfy the cost of this amendment.

Section 5. 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:

Mark P. Jones
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo - Revised

Ordinance/Resolution #: 241078

Submitted Department/Preparer: Water

Revised 6/10/24

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 a \$29,962,962.00 construction manager at risk Amendment No. 1 to Contract No. 9737 with The Whiting-Turner Contracting Company, for the Water Services Laboratory Remodel and Building Renovation CMAR project for a total contract amount of \$30,012,962.00; authorizing a maximum expenditure of \$33,000,000.00; authorizing a \$1,450,000.00 design professional services contract Amendment No. 2 to Contract No. 9522 pursuant to Code of Ordinance Section 3-7(a)(3) specialized waivers for design professional services contracts with Finkle-Williams, Inc., for the Laboratory Facility Renovations and Modifications project for a total contract amount of \$2,966,000.00; and recognizing this ordinance as having an accelerated effective date.

Discussion

Project Justification

The existing laboratory building, which was constructed over 30 years ago, has multiple deficiencies and no longer effectively meets the requirements of the lab operations. These deficiencies include the roof which has exceeded its life cycle and is in need of replacement; the HVAC system, which has multiple problems and often does not maintain the required temperature and/or humidity controls required for some tests; a layout/floor plan which is not conducive to efficient workflow and operations patterns; some areas are significantly undersized and "landlocked" so they cannot feasibly be expanded; and there are multiple issues throughout the existing building which are not ADA compliant.

In 2023, KC Water's Lab performed over 90,000 analyses in six (6) different areas including general chemistry, organic prep and analysis; metals; taste and odor.

The design for the addition and renovation of the existing building will: a.) improve workflow and efficiency for sample receiving, testing and analyses for lab staff to more effectively perform the tens of thousands of analyses done annually; b.) accommodate the lab's needs for expanded testing that were not in place 30+ years ago; c.) offer

flexibility in the building moving forward to better accommodate future changes and demands; and d.) create a healthier, more inviting work environment which will help with employee retention.

This construction project is using the Construction Manager at Risk (CMAR) project delivery method. The Whiting-Turner Contracting Company is the CMAR partner on this project and worked closely with KC Water and the professional design team to develop the construction documents.

The Whiting-Turner Contracting Company developed 22 bid packages to promote a competitive bidding process to ensure the best pricing for KC Water, they reached out to 398 potential bidders, issued 333 sets of plans, and received 71 bids total. Most of the bid packages had 3 or more bidders.

Project Description

This construction manager at risk project with The Whiting-Turner Contracting Group adds approximately 9,500 square feet (s.f.) to the existing 20,500 s.f. building and will provide KC Water with an updated lab facility designed to meet the current mandated sampling and testing requirements and allow flexibility to accommodate future changes. The lab is located at 2 N.E. 32nd Avenue, in Kansas City, Clay County, Missouri.

The project is proposed to be built in two (2) phases to reduce disruption to the lab's operations and minimize cost to outsource testing and analyses of samples due to construction.

Phase I will construct the addition which will house all the lab preparation and testing areas. When the construction of the addition is complete, the fume hoods and all of the lab equipment will be moved to the new space, hooked up, calibrated and tested. Then the lab operations will move into this space and Phase II will begin.

Transition to the addition is estimated to take no more than three (3) weeks. The entire construction period for both phases is estimated to take approximately 23 months. This is in part due to long lead times for some large electrical and mechanical equipment.

Phase II includes a gut rehabilitation of the existing building to expand the samples receiving area, bulk storage, offices, conference room, breakroom, restrooms and other support spaces. There will be approximately 6,000 s.f. of unprogrammed space that can be used for training or other functions that support the Water Treatment Plant.

The entire project has been designed to meet LEED Gold standards as required by City Ordinance for City buildings.

This design professional services project with Finkle-Williams, Inc. includes detailed programming, space planning, preliminary design, final design, construction

documents, cost estimates, and evaluation, bid phase services, and project closeout services. The amendment entails construction phase services work.

Executed Contract Summaries

The City executed a \$351,000.00 design professional services (DPS) contract with Finkle-Williams, Inc. under Contract No. 9522 on September 21, 2020 for design services for the Laboratory Facility Renovations and Modifications project, which included detailed programming, space planning, preliminary design, final design, construction documents, cost estimates, and evaluation.

City Council passed Ordinance No. 211007 on November 10, 2021 authorizing a \$1,165,000.00 Amendment No. 1 to the design professional services contract with Finkle-Williams, Inc. for the Laboratory Facility Renovations and Modifications project, which was for 100% completion of the bid phase (which was executed by the City on March 24, 2022).

The City executed a \$50,000.00 professional, specialized or technical services (PST) contract with The Whiting-Turner Contracting Company under Contract No. 9737 on April 19, 2023 for the Water Services Laboratory Remodel and Building Renovation Construction Manager at Risk (CMAR) project that included all pre-construction and construction project management services "At-Risk" and with a guaranteed maximum price (GMP) for project delivery relating to the entire spectrum of construction.

This proposed ordinance is for a \$29,962,962.00 Amendment No. 1 construction manager at risk project with the Whiting-Turner Contracting Company. and a \$1,450,000.00 Amendment 2 to the design professional services contract with Finkle-Williams, Inc. for construction phase and project close-out services work.

DPS Contract Cost Summary

- Original Contract: \$351,000.00
- Amendment No. 1: \$1,165,000.00
- Proposed Amendment No. 2: \$1,450,000.00
- Total: \$2,966,000.00

PST/CMAR Contract Cost Summary

- Original Contract: \$50,000.00
- Proposed CMAR Amendment No. 1: \$29,962,962.00
- Total: \$30,012,962.00

Term

The term of the DPS contract, including this amendment, is 2,130 calendar days.

The term of the CMAR contract will be approximately 23 months.

MBE/WBE Goals

The Human Relations Department (HRD, now called CREO KC) established goals of 15% MBE and 13% WBE on the DPS project on June 24, 2019, which pre-dated CREO KC's Annual Goal Program.

CREO KC established goals of 14% MBE and 14% WBE on the CMAR project on April 11, 2022, which pre-dated CREO KC's Annual Goal Program.

Solicitation

These projects were advertised in accordance with the City's requirements.

Five proposals were received on August 13, 2019 for the Laboratory Facility Renovations and Modifications design professional services project under Contract No. 9522.

Awardee/Subcontracting Participation

A departmental technical approach selection committee met on December 24, 2019 and consisted of the following individuals:

- Terry Leeds, Director, KC Water
- Sean Hennessy, Chief Financial Officer, KC Water
- D. Matt Bond, Chief Engineering Officer, KC Water

Finkel-Williams, Inc. was recommended for this DPS project with a contract amount of \$351,000.00 with subcontracting participation of 15% MBE and 15% WBE participation.

Other Bids Received (DPS)

- Davidson Architects
- Piper Wind Architects
- The Clark Enersen Partners
- Wellner Architects, Inc.

For this proposed ordinance, Finkle-Williams, Inc. is being utilized for the amendment pursuant to Code of Ordinance Section 3-7(a)(3), specialized waivers for design professional services contracts, which states in part "Regardless of the initial dollar amount of any design professional contract, the city may elect to utilize the same design professional or a subcontractor thereto on a subsequent design phase or for additional design work without a new qualification based selection process provided that the subsequent phase or additional work is to be performed on the same project for which the design professional was originally selected".

Three proposals were received for the Water Services Laboratory Remodel and Building Renovation CMAR PST project under Contract No. 9737.

Awardee/Subcontracting Participation

A city wide technical approach selection committee met on August 16, 2022 and consisted of the following individuals:

- Mario Vasquez, Assistant City Manager
- Wes Minder, P.E., Director Water Services
- Jeff Martin, P.E., Chief Engineering Officer Water Services
- Aurora Shields, Utility Officer Water Services
- Blake Anderson, P.E., Facilities & Plants Engineering Division Head Water Services

The Whiting-Turner Contracting Company was recommended for this PST project with a contract amount of \$50,000.00 with subcontracting participation of 14% MBE and 14% WBE participation.

Other Bids Received (PST)

- JE Dunn Construction Company
- Turner Construction

This project is using the Construction Manager at Risk (CMAR) project delivery method. The Whiting-Turner Contracting Company is the CMAR partner on this project and worked closely with KC Water and the professional design team to develop the construction documents. They developed 22 bid packages to promote a competitive bidding process to ensure the best pricing for KC Water, they reached out to 398 potential bidders, issued 333 sets of plans, and received 71 bids total. Most of the bid packages had 3 or more bidders.

It is therefore recommended that the City move forward to amend the contract with The Whiting-Turner Contracting Company to add construction of the KC Water Lab Renovation and Modifications project with a Guaranteed Maximum Price of \$29,962,962.00.

Estimated Project Cost

The estimated opinion of probable costs for this project was \$25,000,000.00.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
AL-8082-807710-B-80002229 = \$33,000,000.00
AL-8082-807710-B-80002229 = \$1,450,000.00

Water Revenue Bonds 2025A

3. How does the legislation affect the current fiscal year?
This ordinance is supported by the Fiscal Year 25 Water Services Annual CIP. Work on this project will be performed during 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.
No.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
No.

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 [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.

- Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
- Ensure adequate resources are provided for continued maintenance of existing infrastructure.
- Focus on delivery of safe connections to schools.

Prior Legislation

City Council passed Ordinance No. 211007 on November 10, 2021 authorizing a \$1,165,000.00 Amendment No. 1 to the design professional services contract with Finkle-Williams, Inc. for the Laboratory Facility Renovations and Modifications project, which was for 100% completion of the bid phase services, construction phase services, and project closeout services (which was executed by the City on March 24, 2022).

Service Level Impacts

Frequent high quality testing is federally mandated for the Water, Wastewater, and Stormwater Utilities to meet their regulatory requirements and water quality standards. The lab functioning effectively with quick turn around on samples allows for operation changes to keep the utilities in compliance.

Other Impacts

1. What will be the potential health impacts to any affected groups?
This project will facilitate the water, wastewater, and stormwater utilities to meet their level of service commitments maintaining public health.
2. How have those groups been engaged and involved in the development of this ordinance?
This project takes place on current City property without intruding public right of way.
3. How does this legislation contribute to a sustainable Kansas City?
By doing laboratory samples in-house, KC Water reduces the drivetime transportation costs as well as the consumption of gasoline, thereby reducing CO2 emissions. Also, the building will be more efficient.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

N/A

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

Yes - I have submitted documents for CREO Review (Press tab after selecting)
Please attach or copy and paste CREO's review.

The Contractor Utilization Plan for the DPS project was submitted to HRD review on May 12, 2020, and was approved on May 15, 2020 with 25% MBE and 14% WBE participation.

A Request for Modification was submitted to HRD on June 3, 2021, and was approved on June 22, 2021 modifying subcontracting goals to 24.8% MBE and 10% WBE.

A second Request for Modification was submitted to CREO KC on October 29, 2021, and was approved on November 3, 2021 modifying subcontracting goals to 24% MBE and 15% WBE.

A third Request for Modification was submitted to CREO KC on December 7, 2021, and was approved on December 22, 2021 modifying subcontracting goals to 25% MBE and 14% WBE.

Subcontracting goals will be met with this proposed DPS Amendment No. 2.

The Contractor Utilization Plan for the CMAR project was submitted to CREO KC on October 10, 2024, and was approved on December 5, 2024 with 24% MBE and 17% WBE participation.

There are Affirmative Action Program requirements in these contracts.

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

Yes(Press tab after selecting)

List the three (3) lowest bidders in addition to the selected bidder.

- The Whiting-Turner Contracting Company
- JE Dunn Construction Company
- Turner Construction

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?
No(Press tab after selecting)

Interdepartmental Communication

DATE: January 3, 2025
TO: Councilman Kevin O’Neill, Chair – Transportation, Infrastructure, and Operations Committee
FROM: Jaime Guillen, Director – Civil Rights and Equal Opportunity Department
SUBJECT: Revised CUP Summary for Amendment 1 #: 241078

Contractor: The Whiting-Turner Contracting Co
Address: 2519 Madison Ave., Suite 200
Kansas City, MO 64108
Contract: 9737 / 80002229 - KC Water Laboratory Renovation & Modifications- Amendment 1
Contract Amount: \$30,012,962.00 (\$29,962,962.00 on Amendment 1)
MBE Goal: 14%
WBE Goal: 14%
MBE Achieved: 24%
WBE Achieved: 17%

MBE SUBCONTRACTORS

Name: Pro Metals, LLC
Address: 8203 Hickman Mills Dr.
Kansas City, MO 64132
Scope: HVAC / Ductwork / Piping
Percentage: 22%
Ownership: John Olivarez
Structure: Hispanic-American Male Code: 16

Name: KCon, LLC
Address: 5507 NW 82nd Terrace
Kansas City, MO 64151
Scope: Excavation, Grading, Site Utilities
Percentage: 2%
Ownership: Ramon Kelley
Structure: African American Male Code: 15

WBE SUBCONTRACTORS

Name: Eiberger Construction
Address: 17510 NW Farley Hampton Rd.
Platte City, MO 64079
Scope: Demolition – Existing Lab
Percentage: 1%
Ownership: Melanie Eiberger
Structure: Caucasian Female Code: 27

Name: Structure Incorporated
Address: 1475 Walnut St., Suite 2405
Kansas City, MO64106
Scope: Framing / Drywall
Percentage: 7.3%
Ownership: Dorothy Gardner
Structure: Caucasian Female Code: 27

Name: DB Flooring, LLC dba Regents Flooring
Address: 9555 Alden St.
Lenexa, KS 66215
Scope: Flooring
Percentage: .2%
Ownership: Julie Farrell
Structure: Caucasian Female Code: 27

Name: Pro-Mechanical, LLC
Address: 107 SE 10th St.
Oak Grove, MO 64075
Scope: Plumbing
Percentage: 8.3%
Ownership: Susan Remington
Structure: Caucasian Female Code: 27

Comments: The MBE/WBE participation was calculated based on the contract amount for Amendment 1 only.

Original Contract Amount:	\$ 50,000.00
Proposed Amendment 1:	<u>\$29,962,962.00</u>
Proposed Contract Amount:	\$30,012,962.00

The original CUP was approved with no MBE/WBE participation but the goals remained at 14% MBE and 14% WBE.

Interdepartmental Communication

DATE: January 3, 2025
TO: Councilman Kevin O’Neill, Chair – Transportation, Infrastructure, and Operations Committee
FROM: Jaime Guillen, Director – Civil Rights and Equal Opportunity Department
SUBJECT: Revised CUP Summary for Amendment 2 #: 241078

Contractor: Finkle-Williams, Inc.
Address: 7007 College Blvd., Suite 450
Overland Park, KS 66211
Contract: 9522 / 80002229 - KC Water Laboratory Renovation & Modifications – Amendment 2
Contract Amount: \$2,966,000.00 (\$1,450,000 on Amendment 2)
MBE Goal: 15%
WBE Goal: 10%
MBE Achieved: 24%
WBE Achieved: 13%

MBE SUBCONTRACTORS

Name: S & S Engineering, Inc.
Address: 8101 Shawnee Mission Parkway, Suite 100
Merriam, KS 66202
Scope: MEP / Fire Protection Engineering
Percentage: 21%
Ownership: Nath, Santanu
Structure: Asian-American Male Code: 18

Name: Taliaferro & Browne, Inc.
Address: 1020 E. 8th St.
Kansas City, MO 64106
Scope: Civil Engineering
Percentage: 3%
Ownership: Andebrhan, Hagos
Structure: African American Male Code: 15

WBE SUBCONTRACTORS

Name: Artin, LLP
Address: 9393 W. 110th St., Suite 500
Overland Park, KS 66210
Scope: Structural Engineering
Percentage: 6%
Ownership: Forouzesh, Elham
Structure: Asian-American Female Code: 25

Name: Max Electric, Inc.
Address: 705 Blue Ridge EXT
Grandview, MO 64030
Scope: Circuit Mapping
Percentage: 1%
Ownership: Baslock, Rita
Structure: Caucasian Female Code: 27

Name: Landworks Studio, LLC
Address: 102 S. Cherry St.
Olathe, KS 66061
Scope: Landscape Architecture / Drawings
Percentage: 2%
Ownership: McMullen, Carisa
Structure: Caucasian Female Code: 27

Name: Kali Buchanan Interior Design, LLC
Address: 1707 E. 123rd Terrace
Olathe, KS 66061
Scope: Resident Project Representative- Interiors / Construction
Phase Services
Percentage: 4%
Ownership: Buchanan, Kali
Structure: Caucasian Female Code: 27

Comments:

Original Contract Amount:	\$ 351,000.00
Amendment 1:	<u>\$1,165,000.00</u>
Current Contract Amount:	\$1,516,000.00
Proposed Amendment 2:	<u>\$1,450,000.00</u>
Proposed Contract Amount:	\$2,966,000.00

According to the prime contractor, they are currently achieving the following participation on the project:

Dollars paid to prime contractor by City to date: \$1,372,529.92

Dollars paid to MBEs by prime contractor to date: \$396,791.44 for 29% MBE.

Dollars paid to WBEs by prime contractor to date; \$186,746.28 for 14% WBE



File #: 241079

ORDINANCE NO. 241079

Sponsor: Director of Water Services Department

Authorizing a \$6,905,104.00 progressive design-build Amendment No. 1 to Contract No. 470 with Burns & McDonnell Engineering Company, Inc., for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project for a total contract amount of \$9,646,104.00; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, City Council passed Ordinance No. 240349 on April 11, 2024, authorizing a \$2,741,000.00 progressive design-build contract with Burns & McDonnell Engineering Company, Inc., for Phase 1 pre-final design of the proposed stormwater improvements defining project scope, requirements, plans, and specifications to a level of detail adequate for establishment of a Contract Price for Phase 2 services for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project; and

WHEREAS, this ordinance is for a \$6,905,104.00 Amendment No. 1 for Phase 2 services to complete design, procurement of all materials and equipment, performance of construction services, start-up, testing, and commissioning, and provision of warranty services for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project, which is the first of two anticipated amendments for construction of the proposed project improvements; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Water Services Department is authorized to execute Amendment No. 1 to Contract No. 470 in the amount of \$6,905,104.00, for a total contract amount of \$9,646,104.00 with Burns & McDonnell Engineering Company, Inc., for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project, Project No. 82000379. A copy of this amendment is on file in the office of Water Services.

Section 2. That the Director of Water Services is authorized to expend up to the sum of \$6,905,104.00 from Account No. AL-3625-808054-B-82000379, Jeremiah Park/Westport, to satisfy the cost of this amendment.

Section 3. 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:

Mark P. Jones
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo - Revised

Ordinance/Resolution #: 241079

Submitted Department/Preparer: Water

Revised 6/10/24

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 a \$6,905,104.00 progressive design-build Amendment No. 1 to Contract No. 470 with Burns & McDonnell Engineering Company, Inc., for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project for a total contract amount of \$9,646,104.00; and recognizing this ordinance as having an accelerated effective date.

Discussion

Project Justification

The primary objective of the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project is to implement stormwater improvements to alleviate frequent flooding in Westport. Dr. Jeremiah Cameron Park is a critical location for underground stormwater storage for this project, as it is the last opportunity to manage the discharge from proposed stormwater improvements before it enters the existing combined sewer system. The storage volume is critical to providing flood benefits to Westport without negatively impacting combined sewer overflows downstream.

The park is small, thus requiring a deep underground storage facility to meet the targeted storage volume of 2 MG (million gallons). The invert elevation of the existing downstream combined sewer system limits the maximum depth of the underground storage facility while allowing for positive drainage to dewater the chambers.

Project Description/Executed Contract Summary

The Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project is being implemented using a two-phase progressive design-build project delivery approach that enables comprehensive programming, planning, design, and construction services to be completed in the following two phases:

Phase 1 Services: Contractor completed pre-final design of the proposed stormwater improvements defining project scope, requirements, plans, and specifications to a level of detail adequate for establishment of a Contract Price for Phase 2 services.

Phase 2 Services: Contractor's services shall consist of the completion of design services, the procurement of all materials and equipment, the performance of construction services, the start-up, testing, and commissioning, and the provision of warranty services. This amendment represents the first of two anticipated amendments for construction of proposed project improvements.

City Council passed Ordinance No. 240349 on April 11, 2024 authorizing a \$2,741,000.00 progressive design-build contract with Burns & McDonnell Engineering Company, Inc., for Phase 1 of the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project. The City executed the contract on June 10, 2024.

This proposed ordinance is for a \$6,905,104.00 Amendment No. 1 will be for Phase 2 services to complete design, procurement of all materials and equipment, performance of construction services, start-up, testing, and commissioning, and provision of warranty services for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project.

This project will be constructed in three construction packages under Phase 2 design-build services. The limits of the work in each construction package and the Contract Times will be determined based on the availability of project funding. The first construction package for this project will be for stormwater improvements work at Dr. Jeremiah Cameron Park and subsequent construction packages 2 and 3 will implement stormwater improvements along Mill Street to Southwest Trafficway.

Contract Cost Summary

- Original Contract: \$2,741,000.00
- Proposed Amendment No. 1: \$6,905,104.00
- Total: \$9,646,104.00

Term

The term of Phase 2 for this project will be 240 days.

Original Solicitation

This Project was advertised in accordance with the City's requirements. Proposals were received on September 15, 2023, with five consultants responding.

MBE/WBE Goals

CREO KC established goals of 10% MBE and 10% WBE on this design-build project on September 8, 2023. This project's category was outside of the City's Annual Goal Program.

Awardee/Subcontracting Participation

A city wide selection committee met on October 26, 2023 and consisted of the following individuals:

- Wes Minder, Director of Water Services
- Andy Shively, Deputy Director of Water Services
- Mark Montgomery, Public Works Officer

Burns & McDonnell Engineering Company, Inc. was selected for this project on October 26, 2023, with subcontracting participation of 15% MBE and 5% WBE for Phase 1 progressive design-build services.

Other Proposals Received

Other proposals received included:

- Beemer Construction
- Leath & Sons
- MegaKC
- Radmacher Brothers Excavation

Estimated Project Cost

The City's total estimated cost for this project is \$25,000,000.00 for Phase 1 and Phase 2 design-build services.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
AL-3625-808054-B-82000379 = \$6,905,104.00
Jeremiah Park/Westport
3. How does the legislation affect the current fiscal year?
This ordinance is funded by GO Bonds.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Yes, it will require additional funding in FY25 and FY26 using GO Bond funds.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
This ordinance is funded by GO Bonds.

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)

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

Prior Legislation

City Council passed Ordinance No. 240349 on April 11, 2024 authorizing a \$2,741,000.00 progressive design-build contract with Burns & McDonnell Engineering Company, Inc., for Phase 1 of the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project.

Service Level Impacts

The primary objective of the project is to implement stormwater improvements to alleviate frequent flooding of Westport properties thereby protecting public health and the environment. This project is critical to providing flood benefits to Westport without negatively impacting combined sewer overflows downstream. This project will reduce sewer overflows from the City's combined sewer system thereby protecting public health and the environment and improving the water quality of Brush Creek.

Other Impacts

1. What will be the potential health impacts to any affected groups?
This project will contribute positive health impacts by reducing frequent flooding of Westport properties thereby protecting public health and the environment.
2. How have those groups been engaged and involved in the development of this ordinance?
Public engagement included three stakeholder meetings with the property owners and tenants within Westport, a large public meeting, and one-on-one meetings with key property owners, Parks and Recreation, and the Steptoe Lives neighborhood group.
3. How does this legislation contribute to a sustainable Kansas City?
This project will alleviate frequent flooding in Westport, thereby reducing property damage and protecting public health and the environment. This project also includes implementation of safer and improved sidewalks, parking, and street corridor areas through green infrastructure solutions in the limited right-of-way space.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

Yes - I have submitted documents for CREO Review (Press tab after selecting)
Please attach or copy and paste CREO's review.

The original Contractor Utilization Plan was submitted to CREO KC for review on March 27, 2024, and was approved on April 5, 2024 with 16% MBE and 5% WBE participation.

Renewal No. 1 Request for Modification information for Phase 2A was submitted to CREO KC on November 26, 2024, and was approved on December 31, 2024 with 7% MBE and 6% WBE participation.

There are Affirmative Action Program requirements in this contract.

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

No(Press tab after selecting)

N/A

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

No(Press tab after selecting)

**Civil Rights & Equal Opportunity Department
Economic Equity & Inclusion
Contract Goals Request**

Date: August 8, 2023
Form Prepared By: Matt Thomas

Contract/Project Number: 470/82000379	Project Name: Dr. Jeremiah Cameron Park and Westport Stormwater Improvements
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Owning Department: KC Water Services	Project Manager: Matt Thomas
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Funding: City State Federal CO-OP Grant: Other:

Project Requirements: M/WBE DBE Section 3 N/A

Tax Incentive: LCRA TIF PIEA N/A Other:

Prevailing Wage: Yes No

Davis-Bacon: Yes No

Presenting to Council¹: Yes No

Construction Employment Program: Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.
 No: This project is estimated at less than \$300,000 and no more than 800 work hours.

Estimated Number of Project Days: 365	Anticipated Solicitation Date: August 4, 2023
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Contract Type:

Construction Design-Build Design Professional Professional Services

General Service Concession Other Goods & Services Non-Municipal Agency

Co-Operative Revenue Sharing Facilities Maintenance/Repair/Renovation

Other:

Description of Contract (Provide Details):

The primary objective of the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project is to evaluate stormwater management options to alleviate frequent flooding in Westport. In order for the project to be successful, other critical factors must be considered in the development of stormwater alternatives. As one of the oldest neighborhoods in Kansas City, Westport has unique historical and cultural significance. As stated in the Westport District Masterplan, "Westport is a historically resilient and entrepreneurial district, fostering successful businesses, diverse ownership and building stock." With development dating back to the 1800s, the natural topography and land use have changed significantly. Early on, a stream ran through what is current day Mill Street and continued southwest to Brush Creek. As the area developed, the vast majority of Westport was covered with pavement and buildings, the former creek was enclosed in a brick combined sewer, and the natural overland drainage paths were effectively obstructed. The combined sewer system (CSS) remains the only drainage mechanism for both stormwater and wastewater for Westport proper and about 292 acres upstream of the commercial district. Dr. Jeremiah Cameron Park is a critical location for underground storage for this project, as it is the last opportunity to manage the discharge from proposed stormwater improvements before they enter the existing combined sewer system. The storage volume is critical to providing flood benefits to Westport without negatively impacting combined sewer overflows downstream. The park is relatively small, requiring a deeper underground storage system to meet the targeted storage volume of 2 MG (Approximate Surface Area is 27,200 SF). The elevation of the existing downstream system ultimately limits the maximum depth of the underground storage while allowing for positive drainage to dewater the chambers. The proposed Progress Design Build team will look at proposing a system at this location to target the storage volume of 2 MG in this phased approach.

Justification for Requesting Goals outside the Annual Goal program is attached in documentation. We are requesting 11%MBE and 8%WBE. Cost Breakdown attached.

Pursuant to RSMo. Section 610.021(11) & (12) documents related to bids will not be made available until bids are completed.

This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

FOR GENERAL SERVICES DEPARTMENT (PROCUREMENT) USE ONLY:

Reviewed CREO Annual Goal Manual? Yes No

Waiver being applied? Yes No **Type:** _____

According to CREO Annual Goal Manual, the Goals for this project are:

_____ % MBE	_____ % WBE	_____ % DBE
-------------	-------------	-------------

Electronic Record? Yes No

GSD Signature: _____ Date: _____

FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:

Reviewed CREO Annual Goal Manual? Yes No N/A

The following Goals are approved for this Project:

10 % MBE	10 % WBE	_____ % DBE
----------	----------	-------------

No Goals are set for this Project Waiver Approved Waiver Denied

Reason for Wavier: _____

Electronic Record? Yes No

CREO Signature: Mark Runge Date: 9/8/2023

DocuSigned by: 6AFEC964B03641A...





MEMORANDUM

DATE: August 8, 2023
TO: Civil Rights & Equal Opportunity Department
FROM: Matt Thomas, P.E., Operations Officer/Smart Sewer Project Manager
SUBJECT: Request for Goal Modifications and Justification

Project Name/Location/County/Council District(s):
 PROGRESSIVE DESIGN-BUILD SERVICES/ DR. JEREMIAH CAMERON PARK and
 WESTPORT STORMWATER IMPROVEMENTS/JACKSON COUNTY/ CD #4

Project Number: 82000379 **Contract Number:** 470

Reason for Project: WESTPORT AREA STORMWATER IMPROVEMENTS

This is a formal request to modify the previous approved goals for the above referenced project **FROM** MBE 14% and WBE 14% **TO** MBE 11% and WBE 8%.

Justification:

Justification for this request is that the project is the previous approved goals are unachievable. This project is a specialized services that include Underground Storage and Green Infrastructures implementations in a phased progressive design-build approach that will utilize specialized design and construction services for the Westport drainage basin area. There a no vertical construction facilities as part of this project with all infrastructure being installed at grade or below grade. Request to deviate from the CREO Annual Goals Manual and set the project goals at MBE 11% and WBE 8%.

While CREO agrees that the 14/14 goals are too high for the project, the availability analysis indicated that there is sufficient availability to obtain participation of 10% MBE and 10% WBE on the project. CREO approved goals of 10% MBE and 10% WBE.

APPROVAL: YES / NO

DocuSigned by:

 6AFEC964B03641A...

DATE: 9/8/2023

CREO Authorizing Signature

Inter-Departmental Communication

Date: December 26, 2024

To: Councilman Kevin O'Neill; Chair; Transportation, Infrastructure & Operations Committee

From Jaime Guillen; Director; Civil Rights & Equal Opportunity Department

Subject: Revised CUP Summary for Amendment 1 #: 241079

CONTRACTOR: Burns & McDonnell Engineering Co., Inc.
 Address: 9450 Ward Parkway
 Kansas City, MO 64114
 Contract #: 470 / 82000379 – Dr. Jeremiah Cameron Park & Westport Stormwater Improvements-Amendment 1, Phase 2 (A)*
 Contract Amount: \$9,646,104.00 (\$6,905,104 on Amendment 1)*
 MBE Goal: 10%
 WBE Goal: 10%
 Total MBE Achieved: 7.2%*
 Total WBE Achieved: 5.7%*

MBE SUBCONTRACTORS:

Name: Taliaferro & Browne, Inc.
 Address: 1020 E. 8th St.
 Kansas City, MO 64106
 Scope of Work: Construction Phase Services / Final Design Document Development
 Subcontract Amount: \$65,300
 Ownership: Adebrihan, Hagos
 Structure: African-American Male Code: 15

MBE SUBCONTRACTORS:

Name: Parson & Associates, LLC
 Address: 1518 E. 18th St.
 Kansas City, MO 64108
 Scope of Work: Construction Phase Communications
 Subcontract Amount: \$17,200
 Ownership: Parson, R. Jason
 Structure: African-American Male Code: 15

MBE SUBCONTRACTORS:

Name: Tech Services to Go, Inc. dba TSi Geotechnical
Address: 8248 NW 101st Terrace, #5
Kansas City, MO 64153
Scope of Work: Materials Testing
Subcontract Amount: \$22,697
Ownership: Hervey, Denise
Structure: African-American Female Code: 19

MBE SUBCONTRACTORS:

Name: HZ Trucking, LLC
Address: 31019 S St. Route F
Garden City, MO 64797
Scope of Work: Hauling
Subcontract Amount: \$350,000**
Ownership: Hernandez, Paul
Structure: Hispanic-American Male Code: 16

MBE SUBCONTRACTORS:

Name: Mac's Fence, Inc.
Address: 6037 Speaker Rd.
Kansas City, KS 66111
Scope of Work: Fencing
Subcontract Amount: \$10,000
Ownership: Bell, Chad
Structure: Native American Male Code: 17

MBE SUBCONTRACTORS:

Name: Mac's Fencing, Inc.
Address: 6037 Speaker Rd.
Kansas City, KS 66111
Scope of Work: Fencing
Subcontract Amount: \$30,000**
Ownership: Bell, Chad
Structure: Native American Male Code: 17

WBE SUBCONTRACTORS:

Name: Patti Banks Associates, LLC dba Vireo
Address: 929 Walnut, Suite 700
Kansas City, MO 64106
Scope of Work: Construction Phase Services / Final Design Documents / Communications
Subcontract Amount: \$50,800
Ownership: Fordyce, Robin
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Macy Consulting Services, Inc.
Address: 601 E. 63rd St., Suite 415
Kansas City, MO 64110
Scope of Work: Construction Phase Communications
Subcontract Amount: \$5,900
Ownership: Macy, Babette
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Wilkerson Crane Rental, Inc.
Address: 14101 Gibbs Rd.
Bonner Springs, KS 66012
Scope of Work: Crane Rental
Subcontract Amount: \$60,000**
Ownership: Holt, Diana
Structure: Caucasian Female Code: 13

WBE SUBCONTRACTORS:

Name: Pfefferkorn Engineering & Environmental, LLC
Address: 19957 W. 162nd St.
Olathe, KS 66062
Scope of Work: Engineering Support for Excavation / Safety System
Subcontract Amount: \$108,914**
Ownership: Pfefferkorn, Kate
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Thorne & Son Asphalt Paving Co.
Address: 11705 E. 350 Highway, Suite D
Raytown, MO 64138
Scope of Work: Asphalt
Subcontract Amount: \$19,750**
Ownership: Mozee, Kelly
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Rising Construction Services, Inc.
Address: 1206 NW Baytree Dr.
Grain Valley, MO 64029
Scope of Work: Traffic Control / Erosion Control / Seeding
Subcontract Amount: \$45,000**
Ownership: Rising, Kristen
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Midwest Contracting Services, LLC dba R & B Trucking
Address: 47 Kansas Ave.
Kansas City, KS 66105
Scope of Work: Hauling
Subcontract Amount: \$100,000**
Ownership: Shoemaker, Rhonda
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Pink Roll-off, LLC
Address: 2316 Troost Ave.
Kansas City, MO 64108
Scope of Work: Dumpsters
Subcontract Amount: \$2,250
Ownership: Isaacson, Stephanie
Structure: Caucasian Female Code: 27

Comments:

The participation listed above is on Amendment 1 – Phase 2(A) only. The goals of 10% MBE and 10% WBE still apply to the contract as a whole.

*Note: This is the second phase of the project Pre-Construction / Construction). The Construction phase is broken down into two (2) parts- A and B. The majority of the MBE/WBE participation will be on the second Construction phase (B). The prime contractor is committed to meeting or exceeding the project goals of 10% MBE and 10% WBE as subsequent phases are added to the project. The goals on the initial phase were established at 16% MBE and 5% WBE. According to B2G, the prime contractor is currently achieving the following participation on the project:

Dollars paid to the prime contractor by the City to date: \$1,208,285
Dollars paid to MBEs by prime contractor to date: \$229,822.64 for 19% MBE
Dollars paid to WBEs by prime contractor to date: \$29,211.25 for 2.4% WBE.

Original Contract Amount- Phase 1:	\$2,741,000.00
Proposed Amendment 1 (Phase 2(A):	<u>\$6,905,104.00</u>
Proposed Contract Amount:	\$9,646,104.00

**Note: Subcontractor under Site Rite Construction



File #: 241080

ORDINANCE NO. 241080

Sponsor: Director of Water Services Department

Authorizing a \$521,498.00 facility repair and maintenance contract with Millgoal Enterprises II, LLC, for Renewal No. 1 for the Green Infrastructure Landscape Maintenance project; authorizing three successive one-year renewals for Facility Repair and Maintenance contracts with further City Council approval; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the City executed a \$521,498.00 facility repair and maintenance contract on September 28, 2023, with Millgoal Enterprises II, LLC for the Green Infrastructure Landscape Maintenance project; and

WHEREAS, this proposed ordinance is for a \$521,498.00 Renewal No. 1 for the Green Infrastructure Landscape Maintenance project, which requires City Council approval due to the overall contract amount including this renewal exceeding the \$1,000,000.00 threshold pursuant to Code of Ordinance Section 3-41(a)(1); NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of the Water Services Department is authorized to execute Contract No. EV3162-1 in the amount of \$521,498.00 with Millgoal Enterprises II, LLC. for the Green Infrastructure Landscape Maintenance project, Project No. 60810120. A copy of the contract is on file in the office of Water Services.

Section 2. That the Director of the Water Services Department is authorized to expend up to maximum of \$521,498.00 from Account No. 25-8110-801320-B, Engineering-Overflow Control, to satisfy the cost of this contract.

Section 3. That the Director of the Water Services Department is hereby authorized to execute three successive renewal options for this contract with additional City Council approval with such funds as appropriated by the City Council in future annual budgets.

Section 4. 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:

Mark P. Jones
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 241080

Submitted Department/Preparer: Water

Revised 6/10/24

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 a \$521,498.00 Facility Repair and Maintenance contract with Millgoal Enterprises II, LLC, for Renewal No. 1 for the Green Infrastructure Landscape Maintenance project; authorizing three successive one-year renewals for Facility Repair and Maintenance contracts with further City Council approval; and recognizing this ordinance as having an accelerated effective date.

Discussion

Reason for Contract

In 2010, the City of Kansas City, Missouri entered into a Consent Decree with the United States Environmental Protection Agency (EPA) to reduce the volume and frequency of overflows from the City's sewer system. The City's Smart Sewer Program is currently in year 14 of a 30-year implementation period. The purpose of this program is to provide regular maintenance for green infrastructure sites across the City to preserve function, aesthetics, and to maintain compliance with the Nine Minimum Controls requirements of the Consent Decree.

Project Summary/Ordinance Justification

Original Contract:	\$521,498.00
Proposed Renewal No. 1:	\$521,498.00
Proposed Renewal No. 2:	\$521,498.00
Proposed Renewal No. 3:	\$521,498.00
<u>Proposed Renewal No. 4:</u>	<u>\$521,498.00</u>
TOTAL:	\$2,607,490.00

The City executed the original \$521,498.00 Green Infrastructure Landscape Maintenance contract on September 28, 2023.

The reason this proposed Renewal No. 1 requires City Council approval is that the overall contract amount including this renewal exceeds the \$1,000,000.00 threshold pursuant to Code of Ordinance Section 3-41(a)(1).

Facility Repair and Maintenance Contract Description

The scope of work to be provided under the Facility Repair and Maintenance Contracts is for routine maintenance of specified green infrastructure sites including but not limited to trash, sediment and debris removal, weed and pest control, and vegetative pruning and edge control. Maintenance of five existing green infrastructure sites is included under this contract including: Target Green Marlborough 81st & Troost, Target Green Marlborough Rachel Morado, Water Services Administration Building, KCATA Trolley Trail, and West Bottoms.

The term of this project will be 365 calendar days with two remaining 365-day renewals, out of a total of three possible renewals.

Solicitation

Green Infrastructure Landscape Maintenance was advertised in accordance with the City's requirements on July 11, 2023, and bids were opened on August 1, 2023, with one (1) bidders responding.

Awardee/Subcontracting Participation

Millgoal Enterprises II, LLC submitted the lowest, responsible, and responsive bid of \$521,498.00, with subcontracting participation of 10% MBE and 10% WBE.

Other Bidders/Subcontracting Participation

There were no other bidders on this project.

MBE/WBE Goals

CREO KC set goals of 10% MBE and 10% WBE on July 31, 2023.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
25-8110-801320-B = \$521,498.00
Sewer Fund
3. How does the legislation affect the current fiscal year?
Work on this project will begin in the current fiscal year and extend into FY26. Invoices will be submitted by the Contractor on a monthly basis after construction begins.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

Funds encumbered in the current fiscal year will be disbursed over subsequent fiscal years as construction proceeds. Work on the project is anticipated to be complete within 365 calendar days from when work begins.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
No

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 [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
- Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

Prior Legislation

N/A

Service Level Impacts

The Green Infrastructure Landscape Maintenance project is dedicated to preserving and sustaining the function and visual appeal of green infrastructure sites throughout the City. Sustaining the effectiveness of these sites over the long term necessitates consistent and ongoing maintenance efforts throughout the year. These maintenance efforts are essential to meet performance expectations regarding their appearance, vegetative health, infiltration capacity, and stormwater drainage functions. Each green infrastructure site has unique maintenance needs influenced by the individual site layout and configuration, surrounding area, and weather conditions. The contractor is required to perform regular maintenance activities to continuously meet the Services Levels of Performance Standards defined in the scope of work.

Other Impacts

1. What will be the potential health impacts to any affected groups?
Green infrastructure assets help manage stormwater runoff, reducing water pollution and the risk of flooding, thereby protecting public health and the environment.
2. How have those groups been engaged and involved in the development of this ordinance?
Each Smart Sewer Program green infrastructure project included unique and community-specific public engagement during the design and construction phases. Securing long-term operations and maintenance of these sites allows the City to continue to honor the project's functional performance and aesthetic commitments that were made to these community groups.
3. How does this legislation contribute to a sustainable Kansas City?
This project helps promote environmental quality, social equity, and economic vitality while also enabling green infrastructure to serve as an amenity for the community.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)
5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

Yes - I have submitted documents for CREO Review (Press tab after selecting)
Please attach or copy and paste CREO's review.

The original Contractor Utilization Plan was submitted to CREO KC for review on August 11, 2023, and was approved on September 6, 2023 with 10% MBE and 10% WBE participation.

The CREO KC Renewal request memo was submitted to CREO KC for review on October 29, 2024, and was approved November 11, 2024 with 10% MBE and 10% WBE participation. The Contractor will not adjust their previously approved Subcontractors for this Renewal No. 1.

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

No (Press tab after selecting)
N/A for this renewal.

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

No(Press tab after selecting)

INTERDEPARTMENTAL COMMUNICATION

Date: December 23, 2024
To: Councilman Kevin O’Neill: Chair; Transportation, Infrastructure & Operations Committee
From: Jaime Guillen: Director: Civil Rights & Equal Opportunity Department
Subject: Revised CUP Summary for Renewal 1 #: 241080

CONTRACTOR: Millgoal Enterprises II, LLC
Address: 13245 Running Horse Rd.
Platte City, MO 64079

Contract # EV3162-1 / 60810120, Green Infrastructure Landscape Maintenance, Renewal 1

Contract Amount: \$521,498.00
MBE Goal 10%
WBE Goal: 10%
Total MBE Achieve: 10%
Total WBE Achieve: 10%

MBE SUBCONTRACTOR:

Name: Eyedead Lawn Care Solutions, LLC
Address: 13843 W. 154th Terrace
Olathe KS 66062

Scope of Work: Landscape maintenance at 81st & Troost site location
Dollar Amount: \$52,150.00
Ownership: Claudia Fuleihan
Structure: Hispanic-American Female Code: 20

WBE SUBCONTRACTOR:

Name: Eyedead Lawn Care Solutions, LLC
Address: 13843 W. 154th Terrace
Olathe KS 66062

Scope of Work: Landscape maintenance at the Water Campus site location
Dollar Amount: \$52,150.00 (10%)
Ownership: Claudia Fuleihan
Structure: Hispanic-American Female Code: 24

Comments:
According to B2G, the prime contractor is currently achieving the following participation on the current contract:

Page 2: EV3162-1 /60810120- Green Infrastructure Landscape Maintenance, Renewal 1

Dollars paid to prime contractor by City to date: \$362,135

Dollars paid to MBE by prime contractor to date: \$35,415 for 10% MBE.

Dollars paid to WBE by prime contractor to date: \$35,420 for 10% WBE.



File #: 240947

RESOLUTION NO. 240947

Sponsor: Director of Public Works Department

RESOLUTION - Directing the City Manager to enter negotiations with a professional services firm for scope related to project no. EV3164, Rapid Transportation from Airport to Downtown to support the City's decision-making in line with its long-term vision for an efficient, sustainable, inclusive, and robust rapid transit system; and directing the City Manager to provide updates to Council on the negotiated fee and future request for funding allocation.

WHEREAS, the proposed project's primary goal is to support the city by defining the business case for the project: projecting costs and impacts associated with implementing rapid transportation service from Airport to Downtown, with additional services in preparation for devising strategies for the expected surge of visitors to the city for the upcoming World Cup; and

WHEREAS, the intent of this project is to revolutionize public transit in Kansas City by evaluating various rapid transportation options, including feasibility, cost, timelines, infrastructure requirements, environmental impact, and integration potential with existing transit for transportation from the Airport to Downtown; and

WHEREAS the City Manager will update the City Council on the negotiated fee and the request for funding allocation as the negotiation develops the cost component; NOW, THEREFORE

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is directed to enter negotiations with a professional services firm for scope related to project no. EV3164 Rapid Transportation from Airport to Downtown.

Section 2. That the City Manager is directed to update the City Council on the negotiated fee and the request for funding allocation as the negotiation develops the cost component further.

..end



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240947

Submitted Department/Preparer: City Manager's Office

Revised 6/10/24

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 City Manager to enter negotiations with a professional services firm for scope related to project no. EV3164 Rapid Transportation from Airport to Downtown. The project scope supports the City's decision-making in line with its long-term vision for an efficient, sustainable, inclusive, and robust rapid transit system

Discussion

The primary goal of this project is to support the city by defining the business case for the project: projecting costs and impacts associated with implementing Rapid Transportation service from Airport to Downtown with additional services in preparation for devising strategies for the expected surge of visitors to the city for the upcoming World Cup. The intent of this project is to revolutionize public transit in Kansas City by evaluating various rapid transportation options. The project includes feasibility, cost, timelines, infrastructure requirements, environmental impact, and integration potential with existing transit for transportation from the Airport to Downtown. The City Manager will update the City Council on the negotiated fee and the request for funding allocation as the negotiation develops the cost component further.

..end

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
No funds identified at this time.
3. How does the legislation affect the current fiscal year?
Not determined at this time
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

Funds will be encumbered in the current fiscal year

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
No

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)

N/A- Funding not identified in legislation.

Citywide Business Plan (CWBP) Impact

- 1. View the [Adopted 2025-2029 Citywide Business Plan](#)
- 2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
- 3. Which objectives are impacted by this legislation (select all that apply):
 - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

Prior Legislation

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

Service Level Impacts

This project will improve the transportation options for citizens.

Other Impacts

1. What will be the potential health impacts to any affected groups?
NA
2. How have those groups been engaged and involved in the development of this ordinance?
NA
3. How does this legislation contribute to a sustainable Kansas City?
This potential project will connect downtown to the airport with access to public transportation
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

Click or tap here to enter text.

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

No(Press tab after selecting)

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

Yes(Press tab after selecting)

In an effort to prevent disclosure of confidential information, a separate communication will be provided to City Council members to reflect the top three proposers for the RFP/Q.



File #: 240987

ORDINANCE NO. 240987

Sponsor: Councilmember Eric Bunch

Appropriating funds in the amount of \$500,000.00 for Vision Zero from the Unappropriated Fund Balance of the Public Mass Transportation Fund; directing the City Manager to engage a consultant to review and recommend necessary infrastructure improvements for the top 20 high injury streets; directing the City Manager to develop and implement a crosswalk compliance campaign; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, City Council adopted Vision Zero through Resolution 200019 on May 24, 2020; and

WHEREAS, the goal of Vision Zero is to eliminate traffic fatalities and serious injuries on Kansas City’s streets by 2030 while increasing safe, healthy, and equitable mobility for everyone; and

WHEREAS, 50 to 100 people are killed in traffic crashes in Kansas City each year and hundreds more are seriously injured; and

WHEREAS, pedestrians and other vulnerable road users are significantly overrepresented among those killed or seriously injured in traffic crashes; and

WHEREAS, serious traffic crashes and injuries are entirely preventable through better street design and data-driven enforcement; and

WHEREAS, streets are the public realm and should be designed to a higher standard as safe and comfortable places for all people, in order to equitably support the common good; and

WHEREAS, appropriately funding projects and methods contributing to the elimination of traffic fatalities and serious injuries advances established Vision Zero goals ; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the sum of \$500,000.00 is hereby appropriated for Vision Zero from the Unappropriated Fund Balance of the Public Mass Transportation Fund to the following account:

25-2080-897080-B-89008896	Vision Zero	\$500,000.00
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Section 2. That the City Manager is directed to engage a consultant to review and recommend necessary infrastructure improvements for the top 20 streets in the high injury network.

Section 3. That the City Manager is directed to develop and implement a crosswalk compliance campaign. In developing the campaign, the City Manager shall review similar campaigns in peer cities to identify best practices.

Section 4. That the Director of Public Works is designated as requisitioning authority for Account No. 25-2080-897080-89008896.

Section 5. That this ordinance is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(C) of the City Charter in that it appropriates money and shall take effect in accordance with that section.
..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:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240987

Submitted Department/Preparer: Public Works

Revised 10/23/23

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

Appropriating funds in the amount of \$500,000 for Vision Zero from the Unappropriated Fund Balance of the Public Mass Transportation Fund; directing the City Manager to engage a consultant to review and recommend necessary infrastructure improvements for the top 20 high injury streets; directing the City Manager to develop and implement a crosswalk compliance campaign; and recognizing this ordinance as having an accelerated effective date.

Discussion

Provides funding to Vision Zero through the Public Mass Transportation unappropriated fund balance and directs the City Manager to engage on infrastructure improvements for the top 20 streets in the high injury network.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Public Mass Transportation Fund
3. How does the legislation affect the current fiscal year?
This is a one-time transfer of funds to be expensed in the sum of \$500,000
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
No, this is a one time expense.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
No.

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)

The Public Mass Transportation Fund has an unappropriated fund balance to support the proposed amount with the adjustment transfer of \$500,000. The unreserved fund balance of the Public Mass Transportation Fund is \$9.2 million, as of estimated FY25 First Quarter Report.

Citywide Business Plan (CWBP) Impact

- 1. View the [FY23 Citywide Business Plan](#)
- 2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
- 3. Which objectives are impacted by this legislation (select all that apply):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
 - Increase and support local workforce development and minority, women, and locally-owned businesses
 - Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
 -
 -

Prior Legislation

Resolution 200019, Resolution 220660, Ordinance 210100, Ordinance 170949

Service Level Impacts

This legislation will not impact service levels.

Other Impacts

1. What will be the potential health impacts to any affected groups?
Yes, there could be safety impacts with the crosswalk compliance campaign.
2. How have those groups been engaged and involved in the development of this ordinance?
Yes - various engagement efforts have noted that pedestrians crossing streets do not feel safe.
3. How does this legislation contribute to a sustainable Kansas City?
This would contribute to roads being safer for all users.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

No contractor has been selected for the work. This legislation just gives funds to reach out to contractors.

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

No(Press tab after selecting)

No bid or RFQ has been posted.

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

No(Press tab after selecting)

**Civil Rights & Equal Opportunity Department
Economic Equity & Inclusion
Contract Goals Request**

Date: August 8, 2023
Form Prepared By: Matt Thomas

Contract/Project Number: 470/82000379	Project Name: Dr. Jeremiah Cameron Park and Westport Stormwater Improvements
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Owning Department: KC Water Services	Project Manager: Matt Thomas
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Funding: City State Federal CO-OP Grant: Other:

Project Requirements: M/WBE DBE Section 3 N/A

Tax Incentive: LCRA TIF PIEA N/A Other:

Prevailing Wage: Yes No

Davis-Bacon: Yes No

Presenting to Council¹: Yes No

Construction Employment Program: Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.
 No: This project is estimated at less than \$300,000 and no more than 800 work hours.

Estimated Number of Project Days: 365	Anticipated Solicitation Date: August 4, 2023
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Contract Type:

Construction Design-Build Design Professional Professional Services

General Service Concession Other Goods & Services Non-Municipal Agency

Co-Operative Revenue Sharing Facilities Maintenance/Repair/Renovation

Other:

Description of Contract (Provide Details):

The primary objective of the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project is to evaluate stormwater management options to alleviate frequent flooding in Westport. In order for the project to be successful, other critical factors must be considered in the development of stormwater alternatives. As one of the oldest neighborhoods in Kansas City, Westport has unique historical and cultural significance. As stated in the Westport District Masterplan, "Westport is a historically resilient and entrepreneurial district, fostering successful businesses, diverse ownership and building stock." With development dating back to the 1800s, the natural topography and land use have changed significantly. Early on, a stream ran through what is current day Mill Street and continued southwest to Brush Creek. As the area developed, the vast majority of Westport was covered with pavement and buildings, the former creek was enclosed in a brick combined sewer, and the natural overland drainage paths were effectively obstructed. The combined sewer system (CSS) remains the only drainage mechanism for both stormwater and wastewater for Westport proper and about 292 acres upstream of the commercial district. Dr. Jeremiah Cameron Park is a critical location for underground storage for this project, as it is the last opportunity to manage the discharge from proposed stormwater improvements before they enter the existing combined sewer system. The storage volume is critical to providing flood benefits to Westport without negatively impacting combined sewer overflows downstream. The park is relatively small, requiring a deeper underground storage system to meet the targeted storage volume of 2 MG (Approximate Surface Area is 27,200 SF). The elevation of the existing downstream system ultimately limits the maximum depth of the underground storage while allowing for positive drainage to dewater the chambers. The proposed Progress Design Build team will look at proposing a system at this location to target the storage volume of 2 MG in this phased approach.

Justification for Requesting Goals outside the Annual Goal program is attached in documentation. We are requesting 11%MBE and 8%WBE. Cost Breakdown attached.

Pursuant to RSMo. Section 610.021(11) & (12) documents related to bids will not be made available until bids are completed.

This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

FOR GENERAL SERVICES DEPARTMENT (PROCUREMENT) USE ONLY:

Reviewed CREO Annual Goal Manual? Yes No

Waiver being applied? Yes No **Type:** _____

According to CREO Annual Goal Manual, the Goals for this project are:

_____ % MBE	_____ % WBE	_____ % DBE
-------------	-------------	-------------

Electronic Record? Yes No

GSD Signature: _____ Date: _____

FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:

Reviewed CREO Annual Goal Manual? Yes No N/A

The following Goals are approved for this Project:

10 % MBE	10 % WBE	_____ % DBE
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No Goals are set for this Project Waiver Approved Waiver Denied

Reason for Wavier: _____

Electronic Record? Yes No

CREO Signature: DocuSigned by: Mark Runge Date: 9/8/2023
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MEMORANDUM

DATE: August 8, 2023
TO: Civil Rights & Equal Opportunity Department
FROM: Matt Thomas, P.E., Operations Officer/Smart Sewer Project Manager
SUBJECT: Request for Goal Modifications and Justification

Project Name/Location/County/Council District(s):
 PROGRESSIVE DESIGN-BUILD SERVICES/ DR. JEREMIAH CAMERON PARK and
 WESTPORT STORMWATER IMPROVEMENTS/JACKSON COUNTY/ CD #4

Project Number: 82000379 **Contract Number:** 470

Reason for Project: WESTPORT AREA STORMWATER IMPROVEMENTS

This is a formal request to modify the previous approved goals for the above referenced project **FROM** MBE 14% and WBE 14% **TO** MBE 11% and WBE 8%.

Justification:

Justification for this request is that the project is the previous approved goals are unachievable. This project is a specialized services that include Underground Storage and Green Infrastructures implementations in a phased progressive design-build approach that will utilize specialized design and construction services for the Westport drainage basin area. There a no vertical construction facilities as part of this project with all infrastructure being installed at grade or below grade. Request to deviate from the CREO Annual Goals Manual and set the project goals at MBE 11% and WBE 8%.

While CREO agrees that the 14/14 goals are too high for the project, the availability analysis indicated that there is sufficient availability to obtain participation of 10% MBE and 10% WBE on the project. CREO approved goals of 10% MBE and 10% WBE.

APPROVAL: YES / NO

DocuSigned by:

 6AFEC964B03641A...

DATE: 9/8/2023

CREO Authorizing Signature