Kansas City

414 E. 12th Street Kansas City, MO 64106



Docket - Final

Thursday, December 9, 2021
3:00 PM
Meeting Link - https://us02web.zoom.us/s/89195928794

Council Chambers

Council

CHAPLAIN OF THE MONTH:

Imam Suliaman Z. Salaam, Jr. - Al Haqq Islamic Center

PLEDGE OF ALLEGIANCE:

ROLL CALL:

PUBLIC OBSERVANCE OF MEETINGS:

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

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

Closed Sessions may be held by teleconference.

SPECIAL ACTION(S)

Hall, McManus, Barnes Jr., Loar, Parks-Shaw, Fowler, Bough, Bunch, O'Neill and Lucas

211079

Honoring and acknowledging Mr. David Mecklenburg for his years of dedicated service to the City of Kansas City.

FINAL READINGS:

CONSENT DOCKET

DEBATE DOCKET

NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

Bough

210961

Amending Chapter 10, Code of Ordinances, by repealing several sections and enacting in lieu thereof new sections that provide more flexibility in the evaluation of appropriate locations for liquor licenses, expand outdoor dining, allow the provision of to-go cocktails, and make several other changes.

Attachments: No Fact Sheet

Public Testimony - Richard T Bryant

Public Testimony Fwd Liquor Ordinance Revisions Tavern v

Restaurant-Bar

Public Testimony - Richard T Bryant 2nd Letter

210961. Richard Bryant 11.30.2021 Public Testimony - Dick Bryant

Shields

211016

Approving an Industrial Development Plan for Fidelity Security Life Insurance Company, Inc., a Missouri insurance company, and its affiliates or designees, for the purpose of acquiring, equipping and constructing a project for industrial development consisting of the construction, improvement and renovation of a headquarters facility for Fidelity Security Life Insurance Company, Inc., a Missouri insurance company, and its affiliates and designees, located at the intersection of 27th Street and Grand Boulevard in Kansas City, Missouri; authorizing and approving various agreements for the purpose of setting forth covenants, agreements and obligations of the City and Fidelity Security Life Insurance Company, Inc., and its affiliates or designees; authorizing the issuance of taxable industrial development review bonds in a maximum aggregate principal amount not to exceed \$84,000,000.00; authorizing and approving certain other documents; and authorizing certain other actions in connection with the issuance of said bonds.

Attachments: 211016 Fiscal Note

<u>Fidelity Security Life Insurance Company Headquarters Building</u>
<u>- 27th Grand Ch 100 Plan Incentive Feedback (Ordinance</u>
211016)

Subject 27th Grand Ch 100 Plan Incentive Feedback -

Ordinance No. 211016
Hallmark SP Support
CCRC NG Support

27th and Grand - EDC Presentation

Fact Sheet- FSL Ch 100 FINAL

211016 cs to org ord-com

Public Testimony - Gary Edson

Opposition to 211016- Shawn Tolivar

Public Testimony - Laurie Chipman

Public Testimony - Frank Sereno

Ordinance-210116 - KCPS DAC

Ordinance 211016 letter to Council (003)

Bough

211025

Amending Ordinance Nos. 051411, 051412, and 051413 by repealing and reenacting Section 1 of each for the purpose of revising the types of businesses eligible for Enhanced Enterprise Zone incentives; and directing the City Manager to notify the Department of Economic Development of this Ordinance.

Attachments: No Fact Sheet

CSDGKC Letter Ord211025 Dec2021

<u>Letter of Support ORD 211025</u>

<u>Ordinance-211025 - KCPS DAC</u>

Public Testimony - Yolanda Cargile

Hall

211033

Amending the Shoal Creek Valley Area Plan by amending the Proposed Land Use Plan and Map for a 3.25 acre tract of land generally located on the north and east sides of N. Flintlock Road, south and west of N.E. 76th Street, (7535 N. Flintlock Road) by changing the recommended land use designation from "Mixed Use Community" to "Commercial". (CD-CPC-2021-00144)

Attachments: No Fact Sheet

211033 cs to org ord-com

COMMITTEE ADVANCES:

CONSENT DOCKET

FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE

211053

Approving and authorizing settlement of a lawsuit entitled Cheryl Diamond v. City of Kansas City, Missouri, et al., Case No. 2016-CV23742.

<u>Attachments</u>: <u>fact sheet-diamond</u>

fiscal note-diamond

<u>211066</u>

Approving and authorizing settlement of lawsuit entitled Brian Messick v. City of Kansas City, Case No. 2016-CV17794.

Attachments: fiscal note-messick

fact sheet-messick

DEBATE DOCKET

FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE

<u>211072</u>

Authorizing the Manager of Procurement Services to execute a one-year professional services contract with Life Extension Clinics, Inc. d/b/a Life Scan Wellness Center to provide annual medical evaluations to Local 42 members; authorizing the Fire Chief to spend \$480,000.00 for the services; and authorizing the Manager of Procurement Services to amend this contract and to exercise five (5) additional one (1) year terms.

Attachments: Life Scan Wellness Centers Physicals Fact Sheet

Life Scan Wellness Center Physicals Fiscal Note

Life Scan WWellness Center Physicals Ordinance FY 2022

EV2832- Life Wellness Center Physical For KCFD- (Joe signed)

Fiscal Note 211072 Revised 12.7.2021 Ordinace 211072-Docket Memo EV2832

NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

Hall

211034

Rezoning an approximately 3.25 acre tract of land generally located on the north and east sides of N. Flintlock Road, south and west of N.E. 76th Street, (7535 N. Flintlock Road) from B2-2 (Neighborhood Business - 2) to MPD (Master Planned Development) and approving a Development Plan for a parking facility for the same. (CD-CPC-2021-00143).

Attachments: No Fact Sheet

211034 cs to org ord-com

Hall

211035

Vacating a portion of N.E. 76th Street generally located west of N. Flintlock Road in Kansas City, Clay County, Missouri; retaining an easement; and directing the City Clerk to record certain documents. (CD-ROW-2021-00032)

Attachments: No Fact Sheet

211062

Approving a major amendment to development plan in District B1-5 on approximately a 1.7 acre tract of land generally located at the southeast corner of Broadway and Westport Road to allow modifications to the signage plan. (CD-CPC-2021-00166)

Attachments: Fact Sheet

Rezoning about 1.9 acres generally located at 8450 Oldham Road from District R-7.5 to District R-80, to allow for animal boarding and community supported agriculture. (CD-CPC-2021-00086).

Attachments: Fact Sheet

Bough and Shields

<u>211067</u>

Amending Chapter 35, Code of Ordinance, entitled "Housing" by creating a new Article III, entitled "Tenants' Right to Counsel, " consisting of Sections 35-20-through 35-25; directing the City Manager to identify funding for the Tenant's Right to Counsel Program ("the Program") within 90 days; and directing the City Manager to implement various portions of the Program with varying deadlines, with the goal of increasing tenant access to legal representation in eviction and other proceedings related to rental housing.

Attachments: No Fact Sheet

FiscalNote 211067

Letter in Support of Ordinance # 211067

Geoff Jolley 211067 12.8.2021

211067 cs to org ord-com

Bough

211075

Consenting to the assignment of that certain Chapter 353 Redevelopment Contract with Lucas Place Lofts Redevelopment Corporation for property located at 323 W. 8th Street, Kansas City, Missouri; and authorizing the Director of Finance to execute documents necessary to convey the consent to assignment.

Attachments: No Fact Sheet

SPECIAL COMMITTEE FOR LEGAL REVIEW

211022

Waiving the residency requirement of City Code Section 2-1656 for Kathy Nelson who is to be selected as the new President and CEO of Greater Kansas City Convention and Visitors Bureau dba Visit KC.

Attachments: No Fact Sheet

211022 cs to org ord-com

SPECIAL COMMITTEE ON HOUSING POLICY

Fowler and Parks-Shaw

<u>211017</u>

Authorizing the Director of Housing and Community Development to execute a one-year \$400,000 contract with Lotus Care House to serve 100 houseless seniors and women, including families, through operation of a navigation center and transitional housing program with on-site case management and wraparound services, using previously appropriated funds.

Attachments: No Fact Sheet

<u>Fiscal Note - 211017 - CS</u> <u>211017 cs to org ord-com</u>

TRANSPORTATION, INFRASTRUCTURE AND OPERATIONS COMMITTEE

Bunch, Robinson, Parks-Shaw, Shields, Fowler, Lucas and O'Neill

211026

Authorizing the Director of Public Works to execute a \$1,150,000.00 IDIQ construction contract with Gunter Construction; authorizing two additional one-year renewal options for \$1,150,000.00 each year for a total contract amount of \$3,450,000.00; and recognizing this ordinance as having an accelerated effective date.

Attachments: 211026 Fact Sheet

211026 Fiscal Note FiscalNote 211026CS

Ordinance 211026-Docket Memo 89060852

211027

Authorizing six (6) one-year leases with four (4) one-year options to renew for farm land at Kansas City International Airport and estimating revenue in the amount of \$704,599.00.

Attachments: 211027 Fiscal Note

211027 Fact Sheet 211027 Admin Approp

211028

Authorizing a Terminal Lease Agreement with Delta Air Lines, Inc., for the construction, operation, maintenance and repair of a Sky Club Lounge at the New Terminal at the Kansas City International Airport.

Attachments: 211028 Fiscal Note

211028 Fact Sheet

Lucas, Shields, Bunch, Bough and Parks-Shaw

<u>211029</u>

Amending Article XII of Chapter 64, Code of Ordinances, entitled "Street Plate Bridging Regulations," by repealing said Article and enacting in lieu thereof a new Article XII of like number and subject matter to require the embedding of all street plate bridging.

Attachments: 211029 Fact Sheet

211029 Fiscal Note 211029 Compared

Lucas, Shields, Bunch and Bough

211030

Amending Code of Ordinances Section 70-39 pertaining to the authority of the Public Works Director to close streets by repealing said section and enacting in lieu thereof a new section of like number and subject matter to add requirements to the street closure policy.

Attachments: 211030 Fact Sheet

211030 Fiscal Note 211030 Compared

211036

Accepting and approving a grant award agreement in the amount of \$6,000.00 with the Federal Emergency Management Agency to provide funding for cybersecurity through the Transit Security Grant Program; estimating and appropriating \$6,000.00 in the Streetcar Fund; and designating requisitioning authority.

Attachments: 211036 Fact Sheet

211036 Fiscal Note
TSGP Approp Admin

211056

Authorizing a \$67,500.00 Design Professional Services Agreement Amendment No. 2 to Contract No. 1498, with Patti Banks Associates, LLC d/b/a Vireo, for the Green Infrastructure Demonstration - Phase II (SLBE-WSDEPS) project; authorizing an extension of the term of the contract for an additional three years for a total term not to exceed six years without further City Council approval; and authorizing a total contract amount of \$537,500.00.

Attachments: 211056 Fact Sheet

211056 SLBE

211056 Fiscal Note

Ordinance 211056-Docket Memo 1498

Authorizing a \$1,350,000.00 construction contract with Leath & Sons, Inc., for the replacement of water mains along West Gregory Boulevard, Ward Parkway to Wornall Road; and authorizing a maximum expenditure of \$1,450,000.00.

Attachments: 211057 Fact Sheet

211057 Approved Goals

211057 Fiscal Note

211057 Revised Fact Sheet

Ordinance 211057-Docket Memo 9639

211058

Authorizing a \$7,562,478.00 contract with Saab, Inc., for the Virtual Ramp Control System at KCl Airport; authorizing a maximum expenditure of \$8,318,725.80 and recognizing this ordinance as having an accelerated effective date.

<u>Attachments</u>: Ordinance

211058 Fact Sheet 211058 Fiscal Note Docket Memo

211065

Accepting an Electronic Baggage Screening Program (EBSP) Grant Offer from the United States of America, acting through the U.S. Department of Homeland Security, Transportation Security Administration; estimating revenues and appropriating funds in the amount of \$14,646,378.55 in the Aviation Fund for the program; and recognizing this ordinance as having an accelerated effective date.

Attachments: 211065 Approp Admin

211065 Fact Sheet 211065 Fiscal Note

Bunch

211069

Authorizing the Manager of Procurement Services to execute a sole brand piggyback contract (EVP2855) with Arconas Corporation, DBA Arconas Furniture, in the amount of \$4,047,605.00 to purchase seating for use at Kansas City International Airport; authorizing the Manager of Procurement Services to amend and extend the contract; and recognizing this ordinance as having an accelerated effective date.

Attachments: 211069 Docket Memo

211069 Fact Sheet 211069 Fiscal Note 211069 Approp Admin

211069 Terminal Seating Ord.

Ordinance 211069-Docket Memo EVP2855

211070

Authorizing the Manager of Procurement Services to execute a one-year \$641,084.00 sole brand contract with Siemens Industry Inc. for the manufacture, delivery and support of terminal public address system components for use at Kansas City International Airport; authorizing the Director of Aviation to spend \$641,084.00 for the products and services; authorizing the Manager of Procurement Services to amend this contract and to exercise five (5) additional one (1) year terms; and recognizing this ordinance as having an accelerated effective date.

Attachments: 211070 Solicitation Waiver Seimens

211070 Fact Sheet 211070 Fiscal Note

Ordinance 211070-Docket Memo EV2856

SECOND READINGS:

SPECIAL COMMITTEE FOR LEGAL REVIEW

211074

Amending Chapter 2, Code of Ordinances, by repealing Section 2-41, Council districts, and enacting in lieu thereof a new section of like number and subject matter that adopts Map 8.4.3; and directing the City Manager to prepare appropriate legal descriptions of each district reflected on the map for filing with City Clerk.

Attachments: No Fact Sheet

Map 8.4.3

Redistricting Presentation-CommitteeDraft 211074

FIRST READINGS:

FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE

Approving and authorizing settlement of a lawsuit entitled Thompson, et al., v. City of Kansas City, Missouri, et al., Case No. 2016-CV12492.

Attachments: fact sheet-thompson fiscal note-thompson

Approving and authorizing settlement of a condemnation lawsuit styled City of Kansas City, MO v. Kansas City Industrial Holdings LLC, et al., Case No. 2116-CV13062.

Attachments: Authorizing Settlement 8900 5580 Swope Park Indstrl Flyvr Brdg.xlsx

Fiscal Note Template FY22.pdf

Accepting a Ewing Marion Kauffman Foundation grant in the amount of \$50,000.00; estimating revenue in the amount of \$50,000.00 in the General Grants Fund; appropriating that amount to the Spark Capacity Program account of the General Grants Fund; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

<u>Attachments</u>: <u>Spark Grant Fiscal Note</u> Spark Grant Admin Approp

NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

Approving the plat of Somerbrook Tenth Plat, an addition in Clay County, Missouri, on approximately 23.71 acres generally located at the southeast corner of the intersection of N. Stark Avenue and N.E. 112th Street, creating 77 lots and 2 tracts for the purpose of creating a 77 lot single family home subdivision; accepting various easements; establishing grades on public ways; authorizing the Director of City Planning and Development to execute and/or accept certain agreements; and directing the City Clerk to record this ordinance and attached documents. (CLD-FnPlat-2021-00035)

Attachments: 2021-00035 Ordinance Fact Sheet

Approving the plat of Collision Works, an addition in Jackson County, Missouri, on approximately 2.43 acres generally located at 205 W. 135th Street, creating 1 lot for the purpose of a 1 lot commercial development; accepting various easements; and directing the City Clerk to record this ordinance and attached documents. (CLD-FnPlat-2021-00037)

Attachments: 2021-00037 Ordinance Fact Sheet

211083

Approving the plat of Somerbrook Ninth Plat, an addition in Clay County, Missouri, on approximately 10.51 acres generally located at the southeast corner of the intersection of N. Stark Avenue and N.E. 112th Street, creating 26 lots and 1 tract for the purpose of creating a 26 lot single family home subdivision; accepting various easements; establishing grades on public ways; authorizing the Director of City Planning and Development to execute and/or accept certain agreements; and directing the City Clerk to record this ordinance and attached documents. (CLD-FnPlat-2021-00008)

Attachments: 2021-00008 Ordinance Fact Sheet

211084

Approving the plat of Post Hill Second Plat, an addition in Platte County, Missouri, on approximately 10.262 acres generally located on the east side of N.W. Skyview Avenue approximately 1,100 feet south of Tiffany Springs Parkway, creating 36 lots and 1 tract for the purpose of creating a 36 lot single family home subdivision; accepting various easements; establishing grades on public ways; authorizing the Director of City Planning and Development to execute and/or accept certain agreements; and directing the City Clerk to record this ordinance and attached documents. (CLD-FnPlat-2021-00029)

Attachments: 2021-00029 Ordinance Fact Sheet

211089

Accepting and approving a grant award for a total amount of \$2,211,072.00 with the Missouri Department of Health and Senior Services to assist with local efforts regarding COVID-19 response and coordination; estimating and appropriating \$2,047,349.00 in the Health Grants Fund; designating requisitioning authority, and recognizing this ordinance as having an accelerated effective date.

Attachments: ELC Grant FY22 - Fact Sheet

ELC Grant FY22 - Fiscal Note
ELC Grant FY22 - Budget

Approp Admin - 1236

Rezoning an area of about 13 acres generally located at the southeast corner of E. 135th Street and Holmes Road from District B3-2 to District UR (Urban Redevelopment), and approving a development plan which also serves as a preliminary plat to allow for a 180-unit multi-family development within four buildings. (CD-CPC-2021-00125)

Attachments: CD-CPC-2021-00125 FACTSHT

SPECIAL COMMITTEE ON HOUSING POLICY

211095

Estimating revenue and adjusting appropriations in various funds; reducing appropriations in the sum of \$820,000.00 for Tenant Advocacy in the General Grants Fund; appropriating from the Unappropriated Fund Balance of the General Grants Fund \$820,000.00 for Emergency Rental Assistance; authorizing inter-fund loans; and recognizing this ordinance as having an accelerated effective date.

Attachments: 211095 Fact Sheet FY22 211095 Fiscal Note Q2

TRANSPORTATION, INFRASTRUCTURE AND OPERATIONS COMMITTEE

211085

Authorizing a Lease Agreement between J.J. Kane Associates, Inc., dba JJ Kane Auctioneers, for the handling, storage, and auctioning of construction and contractor equipment at the Kansas City International Airport.

Attachments: Ord Fact Sheet Lease JJ Kane 111721
Ordinance Fiscal Note 111721

211088

Estimating revenues in the amount of \$400,000.00 in the Capital Improvement Fund; appropriating that amount to the N. Brighton Avenue from N.E. 58th Street to Pleasant Valley Road account; and approving an Amended and Reinstated Agreement with the Shoal Creek Tax Increment Financing (TIF) Plan for a total contract amount of \$10,900,000.00.

Attachments: Fact Sheet 89020217

Appropriation 89020217

TIF Shoal Creek - 2020-03-09 executed Amended and Restated

Redevelopment Agreement btwn TIF and City

Fiscal Note 890202217

Lucas

211091 RESOLUTION-Directing the City Manager to enter into discussions with the Missouri Department of Transportation (MODOT) with the end goal to allow the City to remove litter from areas abutting Missouri highways within Kansas City limits and mow the grass in those areas, and to report back to Council within 60 days.

Bunch and Bough

Amending Chapter 64, Code of Ordinances, by repealing Sections 64-168, 64-170, and 64-171, relating to the administration of sidewalk cafes, street cafes, and parklets, and enacting in lieu thereof three new sections of like number and like subject matter, and repealing Section 64-172.

Attachments: 211092com

Amending various sections of Chapter 17, "Energy Empowerment" for the purposes of requiring written designation of certain lessees as responsible parties and allowing benchmarking submission exemptions for a term longer than one year.

Attachments: Fact sheet 211094com

Estimating revenues in the amount of \$195,854,652.00 in Fund No. 3445, the Special Obligation Series 2022A Streetcar Project Fund; appropriating that amount to the Streetcar Extension Bonds and Grant accounts; authorizing the Director of Finance to close project accounts upon completion; authorizing the Director of Public Works to exercise the City's option for Phase 2C construction services for the construction manager at risk (CM@Risk) contract with Kansas City Streetcar Constructors for the Kansas City Streetcar Main Street Extension Project; and recognizing this ordinance as having an accelerated effective date.

Attachments: Accounting Forms SO Streetcar 20211206

CM@R Contract Amendment #2 Fact Sheet LW 20211206

CM@R Contract Amendment #2Fiscal Note LW 20211206

Parks-Shaw, O'Neill and Bough

Directing the City Manager to determine the number of schools within the boundaries of Kansas City, Missouri which do not have sidewalk access or which have insufficient sidewalk access, and to prioritize the construction or replacement of those sidewalks in the next phase of GO Bond projects.

COMMUNICATIONS:

211098

Notice received that on Sunday, November 28, 2021, the Committee of Petitioners cancelled the petitions for the Recall of Mayor Quinton Lucas and Council members At-Large Kevin O'Neill (1st), Brandon Ellington (3rd), Katheryn Shields (4th), Lee Barnes, Jr. (5th) and Andrea Bough (6th).

Attachments: Shannon Bjornlie Letter 11.28.2021

211086

Notice to the City Clerk regarding a Petition to establish the 906 Grand Community Improvement District.

Attachments: 211086 906 Grand Petition

MISCELLANEOUS BUSINESS:

- 1. 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; or
- Pursuant to Section 610.021 subsection 2 of the Revised Statutes of Missouri to discuss real estate; or
- Pursuant to Section 610.021 subsections 3 and 13 of the Revised Statutes of Missouri to discuss personnel matters; or
- Pursuant to Section 610.021 subsection 9 of the Revised Statutes of Missouri to discuss employee labor negotiations; or
- Pursuant to Section 610.021 subsection 11 of the Revised Statutes of Missouri to discuss specifications for competitive bidding; or
- 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; or
- Pursuant to Section 610.021 subsections 20 and 21 of the Revised Statutes of Missouri to discuss security systems for operation of a computer system or computer network.

2. Members of the City Council may attend this meeting via videoconference. The public can observe this meeting at the links provided below.

The city provides several ways for residents to watch City Council meetings:

- Livestream on the city's website at www.kcmo.gov/clerk: Quick Links, Video on Demand, Click on "View" for desired meeting
- Livestream on the city's YouTube channel at https://www.youtube.com/watch? v=3hOuBlq4fok
- Watch Channel 2 on your cable system.

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

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.