

Kansas City

414 E. 12th Street
Kansas City, MO 64106



Agenda

Tuesday, April 23, 2024

1:30 PM

<https://us02web.zoom.us/j/85624825067>

26th Floor, Council Chamber

Special Committee for Legal Review

Chairperson Quinton Lucas

Vice Chair Melissa Robinson

Councilmember Andrea Bough

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/85624825067>

Public Testimony is Limited to Two Minutes

Patterson Hazley

[240360](#) Sponsor: Councilmember Melissa Patterson-Hazley

RESOLUTION - Directing the City Manager to research how other cities fund and have developed creative, sustainable programs to fund affordable housing creation; and report back to Council in 30 days.

Attachments: [No Docket Memo 240360](#)

Lucas

[240399](#) Sponsor: Mayor Quinton Lucas

Authorizing the City Manager to negotiate an agreement with developers to be named for the sale and redevelopment of City-owned properties located at 2400 Troost Avenue, 2500 Campbell Street, and 2526 Campbell Street, 1200 E. 24th Street, and 1120 E. 24th Street.

Attachments: [Docket Memo Ord 240399](#)

City Manager's Office

[240400](#) Sponsor: City Manager
Authorizing execution of a contract with the Economic Development Corporation of Kansas City, Missouri in an amount not to exceed \$5,196,000.00 for the purpose of providing funds for certain development and redevelopment activities; authorizing expenditure from previously appropriated funds; and designating requisitioning authority.

Attachments: [240400 Docket Memo - EDC.docx](#)

Lucas

[240401](#) Sponsor: Mayor Quinton Lucas

Directing the City Manager to review the City's relationship with the Mid-America Regional Council (MARC) and to explore the creation of a new and independent Kansas City Metropolitan Planning Organization (KCMO-MPO) for the purpose of overseeing the regional transportation planning and allocation of federal transportation funds within the boundaries of Kansas City.

Attachments: [No Docket Memo 240401](#)

Patterson Hazley

[240402](#) Sponsor: Councilmember Melissa Patterson-Hazley

RESOLUTION - Directing the City Manager to work in collaboration with the Kansas City Area Transportation Authority ("KCATA") and the Mid-America Regional Council ("MARC") to determine best practices for regional transit; and directing the City Manager to determine the costs of implementing an updated regional transit plan that meets the current needs and to report back to Council within 30 days.

Attachments: [No Docket Memo 240402](#)

Lucas

[240409](#) Sponsor: Mayor Quinton Lucas

Amending Chapter 70, Code of Ordinances, Traffic and Vehicles, by repealing and replacing Section 70-961, for the purpose of authorizing the City's automated camera enforcement system; directing the City Manager to issue a request for proposals to select a vendor for the automated camera enforcement system; and directing the City Manager to include certain requirements in the request for proposals.

Attachments: [Docket Memo 240409](#)

Willett

[240412](#) Sponsor: Councilmember Nathan Willett

RESOLUTION - Affirming to the Missouri State Legislature that Kansas City will not become a sanctuary city for undocumented immigrants.

Attachments: [No Docket Memo 240412](#)

HELD IN COMMITTEE

Lucas

240164 Sponsor: Mayor Quinton Lucas

Calling for submission to the qualified voters of Kansas City at an election held on Tuesday, August 6, 2024, for their approval of a question which assesses a host fee up to five dollars (\$5.00) per ton of waste on any solid waste transfer station, material recovery station, special waste station, or landfill located within the City; directing the City Clerk to notify the responsible election authorities of the election on or before May 28, 2024; amending Chapter 62 by adding a new Section 62-126 entitled "Host Fees," which assesses a host fee up to five dollars (\$5.00) per ton of waste on any solid waste transfer station, material recovery station, special waste station, or landfill located within the City; and recognizing this ordinance as having an accelerated effective date.

Attachments: [240164 docket memo](#)

ADDITIONAL BUSINESS

1. Current Affairs Discussion

1. There may be a general discussion regarding current Special Committee for Legal Review 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 #: 240360

RESOLUTION NO. 240360

Sponsor: Councilmember Melissa Patterson-Hazley

RESOLUTION - Directing the City Manager to research how other cities fund and have developed creative, sustainable programs to fund affordable housing creation; and report back to Council in 30 days.

WHEREAS, Kansas City is experiencing a housing crisis and homelessness crisis and lacks a sustainable funding source dedicated solely to housing development; and

WHEREAS, the City Council recognizes the pervasive and destructive impacts of houselessness throughout the city; and

WHEREAS, the lack of available affordable housing affects families and individuals across several income levels; and

WHEREAS, in the 3rd District alone, 10,000 rooftops are needed within the next ten years to maintain the population; and

WHEREAS, cities around the country have developed creative, sustainable programs to fund housing creation and the City should study these various approaches to develop a program that works for Kansas City; and

WHEREAS, research should include best practices for leveraging land and dwelling vacancies throughout the city; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is directed to research how other cities fund and have developed creative, sustainable programs to fund affordable housing creation.

Section 2. That the City Manager shall report findings to the City Council in 30 days, which shall include (1) best practices for leveraging land and dwelling vacancies throughout the city; and (2) an estimate on how long it would take to reduce the City's homeless population by 75 percent.

..end

**No Docket Memo
Provided for
Resolution No.**

240360



File #: 240399

ORDINANCE NO. 240399

Sponsor: Mayor Quinton Lucas

Authorizing the City Manager to negotiate an agreement with developers to be named for the sale and redevelopment of City-owned properties located at 2400 Troost Avenue, 2500 Campbell Street, and 2526 Campbell Street, 1200 E. 24th Street, and 1120 E. 24th Street.

WHEREAS, the City issued a Request for Proposals (“RFP”) on November 16, 2023, soliciting proposals for the sale and redevelopment of City-owned properties located at 2400 Troost Avenue (“Parcel A”), 2500 Campbell Street and 2526 Campbell Street (collectively “Parcel B”), and 1200 E. 24th Street and 1120 E. 24th Street (collectively “Parcel C”), and received five submissions in response to the RFP for one, two, or all of the sites; and

WHEREAS, Parcel A currently houses the Kansas City Health Department, surface parking, and two leased properties to Turn the Page KC, Inc., and Charlies House, Inc.; and

WHEREAS, the City’s selection committee has reviewed the proposals and recommended projects for all three parcels; and

WHEREAS, any conveyance of property will transfer all lease requirements as signed by the City and will provide for continued service of the Kansas City Health Department; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is hereby authorized to negotiate sale and development agreements with a developer recommended by the selection committee for the sale and redevelopment of the property or portions of the property located at 2400 Troost Avenue, legally described as follows:

Lot 1, Kansas City Health Department, a subdivision in Kansas City, Jackson County, Missouri.

Section 2. That the City Manager is hereby authorized to negotiate sale and development agreements with a developer recommended by the selection committee for the sale and redevelopment of the properties located at 2500 Campbell Street and 2526 Campbell Street, legally described as follows:

The North 35 Feet of Lot 27 and all of Lots 28 and 29, Block 2, Resurvey of Blocks 2 and 3, Continuation of J. L. Porter's Second Subdivision, a subdivision in Kansas City, Jackson County, Missouri.

Lots 23-26, and the South 25 feet of Lot 27, Block 2, Resurvey of Blocks 2 and 3, Continuation of J. L. Porter's Second Subdivision, a subdivision in Kansas City, Jackson County, Missouri.

Section 3. That the City Manager is hereby authorized to negotiate sale and development agreements with a developer recommended by the selection committee for the sale and redevelopment of the properties located at 1200 E. 24th Street and 1120 E. 24th Street, legally described as follows:

Tract F, Beacon Hill Northwest Quadrant, a subdivision in Kansas City, Jackson County, Missouri.

Tract G, Beacon Hill Northwest Quadrant, a subdivision in Kansas City.

..end

Approved as to form:

Abigail Judah
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240399

Submitted Department/Preparer: General Services

Revised 11/01/23

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

Executive Summary

Authorizing the City Manager to negotiate an agreement with developers to be named for the sale and redevelopment of City-owned properties located at 2400 Troost Avenue, 2500 Campbell Street, and 2526 Campbell Street, 1200 E. 24th Street, and 1120 E. 24th Street.

Discussion

The City issued a Request for Proposals ("RFP") on November 16, 2023, soliciting proposals for the sale and redevelopment of City-owned properties located at 2400 Troost Avenue ("Parcel A"), 2500 Campbell Street and 2526 Campbell Street (collectively "Parcel B"), and 1200 E. 24th Street and 1120 E. 24th Street (collectively "Parcel C"), and received five submissions in response to the RFP for one, two, or all of the sites. Parcel A currently houses the Kansas City Health Department, surface parking, and two leased properties to Turn the Page KC, Inc., and Charlies House. The City's selection committee has reviewed the proposals and recommended projects for all three parcels. Any conveyance of property will transfer all lease requirements as signed by the City and will provide for continued service of the Kansas City Health Department

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
This ordinance has no direct fiscal impact
3. How does the legislation affect the current fiscal year?
This ordinance has no direct fiscal impact

4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
This ordinance has no direct fiscal impact

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
This ordinance has no direct fiscal impact

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

2. This fund has a structural imbalance. Yes No

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

Additional Discussion (if needed)

This ordinance has no direct fiscal impact

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)

2. Which CWBP goal is most impacted by this legislation?
Finance and Governance (Press tab after selecting.)

3. Which objectives are impacted by this legislation (select all that apply):
 - Ensure the resiliency of a responsive, representative, engaged, and transparent City government.
 - Engage in workforce planning including employee recruitment, development, retention, and engagement.
 - Foster a solutions-oriented, welcoming culture for employees and City Partners.
 -
 -
 -

Prior Legislation

None

Service Level Impacts

This legislation will not impact Health Department Service and will require normal duties of General Services Real Estate Division.

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 provide [detailed information, analysis, and any applicable CREO goals](#) on this topic.

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 provide [detailed information, analysis, and any applicable CREO goals](#) on this topic.

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



File #: 240400

ORDINANCE NO. 240400

Sponsor: City Manager

Authorizing execution of a contract with the Economic Development Corporation of Kansas City, Missouri in an amount not to exceed \$5,196,000.00 for the purpose of providing funds for certain development and redevelopment activities; authorizing expenditure from previously appropriated funds; and designating requisitioning authority.

WHEREAS, on behalf of the City, the Economic Development Corporation of Kansas City, Missouri ("EDC") engages in comprehensive business retention and recruitment efforts and proactive redevelopment efforts designed to attract businesses and jobs to Kansas City, to retain its existing business and employment base, and to enhance economic productivity of real property within the City; and

WHEREAS, the Mayor and Council desire that EDC support and coordinate the activities of, and provide professional staff for, all of the economic development and redevelopment agencies operating on behalf of the City; and

WHEREAS, the City and EDC acknowledge that each of the Economic Development Agencies are part of the City's overall economic development efforts and contemplate that EDC will enter into agreements, as appropriate, with each of the Economic Development Agencies specifying the level of support and services to be provided by EDC; and

WHEREAS, EDC supports the adoption and implementation of AdvanceKC, which serves as a guide for long-term economic development investments and the targeted use of incentives; and

WHEREAS, the City has appropriated the sum of \$5,196,000.00 to support economic development activities, of which \$5,046,000.00 represents annual support of the EDC's operations and \$150,000.00 is provided as a payment for the City of Kansas City's membership with the Kansas City Area Development Council; and

WHEREAS, the objectives to be achieved are best achieved through a long-term commitment to the same; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager or designee is hereby authorized to execute a contract in the amount of \$5,196,000.00 with the Economic Development Corporation of Kansas City,

Missouri for the purposes contemplated herein from fund previously appropriated in Account No. 25-2215-101701-B. A copy of the contract in substantial form is attached hereto.

Section 2. The City Manager or designee is hereby designated as requisitioning authority for Account No. 25-2215-101701.

..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:

Emalea Black
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240400

Submitted Department/Preparer: City Manager's Office

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

Authorizing execution of a contract with the Economic Development Corporation of Kansas City, Missouri in an amount not to exceed \$5,196,000.00 for the purpose of providing funds for certain development and redevelopment activities; authorizing expenditure from previously appropriated funds; and designating requisitioning authority

Discussion

This ordinance authorizes the contract with the Economic Development Corporation of Kansas City, Missouri from funds previously appropriated by the Fiscal Year 2024-25 Adopted Budget. The City of Kansas City allocates funding to support the EDC on an annual basis. The contract will allow EDC to provide services that focus on economic development and redevelopment, business retention and attraction, and entrepreneurship. The contract also allows EDC to provide support to a variety of agencies that operate under its umbrella.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Economic Development Fund
2215-101701

General Fund supported fund
3. How does the legislation affect the current fiscal year?
This legislation expends funds previously appropriated by the FY 2024-25 Adopted Budget.
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?

Economic Development generates tax revenue, though there is not a direct return for the annual contract

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

Citywide Business Plan (CWBP) Impact

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

Prior Legislation

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

Service Level Impacts

City Services are not directly impacted by this contract.

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?
Click or tap here to enter text.
3. How does this legislation contribute to a sustainable Kansas City?
Economic development will strengthen tax revenue generation and build stronger neighborhoods.
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 #: 240401

ORDINANCE NO. 240401

Sponsor: Mayor Quinton Lucas

Directing the City Manager to review the City’s relationship with the Mid-America Regional Council (MARC) and to explore the creation of a new and independent Kansas City Metropolitan Planning Organization (KCMO-MPO) for the purpose of overseeing the regional transportation planning and allocation of federal transportation funds within the boundaries of Kansas City.

WHEREAS, Kansas City is a major urban center with unique transportation planning needs that are distinct from the broader bi-state Kansas City metropolitan area; and

WHEREAS, the existing Mid-America Regional Council (MARC) serves a broad geographic area that includes multiple counties in both Missouri and Kansas, which may dilute the focus on Kansas City’s specific transportation issues and opportunities; and

WHEREAS, federal regulations under the United States Department of Transportation mandate the establishment of Metropolitan Planning Organizations (MPOs) for urbanized areas with populations over 50,000 to ensure effective local input in the allocation of federal transportation funds; and

WHEREAS, local support of transportation planning and prioritization of projects within Kansas City is essential to meet the immediate and future needs of the City’s residents and businesses, particularly in our urban core, and to ensure that City priorities—like reconnecting communities and mitigating harmful effects of major thoroughfares like Highway 71—are prioritized and implemented; and

WHEREAS, the addition of a Kansas City-specific Metropolitan Planning Organization (KCMO-MPO) would enhance the ability to undertake comprehensive, cooperative, and continuing transportation planning and implementation tailored to the City’s needs; NOW THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. The City Manager is directed to review the City’s relationship with MARC at the beginning of the next fiscal year, FY 2025-26.

Section 2. The City Manager is directed to explore the addition of a new, independent MPO serving and overseen by Kansas City (“KCMO-MPO”). The City Manager is directed to outline the geographical area of a potential KCMO-MPO, design governance and funding structures, and evaluate the process for securing necessary State and Federal approvals.

..end

Approved as to form:

Dustin Johnson
Associate City Attorney

**No Docket Memo
Provided for
Resolution No.**

240401



File #: 240402

RESOLUTION NO. 240402

Sponsor: Councilmember Melissa Patterson-Hazley

RESOLUTION - Directing the City Manager to work in collaboration with the Kansas City Area Transportation Authority (“KCATA”) and the Mid-America Regional Council (“MARC”) to determine best practices for regional transit; and directing the City Manager to determine the costs of implementing an updated regional transit plan that meets the current needs and to report back to Council within 30 days.

WHEREAS, community members have expressed the need for expanded and more frequent bus service; and

WHEREAS, the City Council did not include budget increases in its annual budget as requested by Kansas City community members.

WHEREAS, it is the desire of this City Council to improve transit service and address budget shortfalls.

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is directed to collaborate with the KCATA and MARC to determine best practices for regional transit.

Section 2. That the City Manager is directed to determine the costs of implementing an updated regional transit plan that meets the needs of today to include an investigation of how other Cities fund regional transit and address budget shortfalls, investigate how the City’s Public Mass Transit Tax may be reallocated to support regional transit, and investigate how other Cities supplement and fund regional transit service with municipal transit programming and to report back to Council within 30 days.

..end

**No Docket Memo
Provided for
Resolution No.**

240402



File #: 240409

ORDINANCE NO. 240409

Sponsor: Mayor Quinton Lucas

Amending Chapter 70, Code of Ordinances, Traffic and Vehicles, by repealing and replacing Section 70-961, for the purpose of authorizing the City's automated camera enforcement system; directing the City Manager to issue a request for proposals to select a vendor for the automated camera enforcement system; and directing the City Manager to include certain requirements in the request for proposals.

WHEREAS, running red lights is a dangerous activity that can and does result in personal injury, even death, and property damage to people involved in accidents caused by persons ignoring traffic control signals; and

WHEREAS, vehicular speeding is a dangerous activity and vehicular speeding in the City of Kansas City is a concern of all its citizens; and

WHEREAS, the City formerly utilized an automated camera enforcement system to detect red light signal violations; and

WHEREAS, studies and data confirm that automated camera enforcement systems reduce collisions at intersections and improve public safety outcomes in other ways; and

WHEREAS, automated camera enforcement systems are used in approximately 330 communities across twenty-two states; and

WHEREAS, the Missouri Supreme Court has issued several opinions confirming that the use of automated camera enforcement systems does not conflict with state law and is a permissible law enforcement tool, but requiring cities which use them to meet certain burdens of proof in the prosecution of violations detected by the automated camera enforcement system, and providing cities with guidance on how to administer a camera enforcement program; and

WHEREAS, following implementation there should be regular automated camera enforcement systems program evaluation that utilizes crash and infraction data not just at the targeted intersections, but also in the broader community; and

WHEREAS, the information collected by automated camera enforcement systems shall be used only for the authorized purpose indicated under this ordinance, as otherwise required by law, and not sold, shared, or otherwise abused; and

WHEREAS, automated camera enforcement systems should prioritize safety, not revenue, and any revenue received by the City as a result of automated enforcement systems should therefore be allocated towards the City's internal cost to administer the program created under this ordinance and improving the safety of City streets for all users; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 70, Code of Ordinances of the City of Kansas City, is hereby amended by repealing Section 70-961, Violation of public safety at intersections and the automated camera enforcement of traffic control regulations, and replacing it with a section of like number and subject matter for the purpose of authorizing the City's automated camera enforcement of traffic control regulations, to read as follows:

Sec. 70-961. Automated camera enforcement of traffic control regulations.

(a) *Definitions.* For the purpose of this section, the following words and phrases shall have the meaning given herein:

- (1) *Artificial intelligence system:* A technological system that, autonomously or partly autonomously, processes data related to human activities through use of a genetic algorithm, a neural network, machine learning or another technique to generate content or make decisions, recommendations, or predictions. It does not include passive computing infrastructure intermediary technology that does not influence or determine the outcome of decision, make or aid in decisions, inform policy implementation, or collect data or observations, such as web hosting, domain registration, networking, caching, data storage, or cybersecurity.
- (2) *Authorized employees:* Employees of the Kansas City Police Department ("KCPD") who are commissioned officers and who are authorized by the Chief of the KCPD to access the images, video, and data collected by the City's automated camera enforcement system.
- (3) *Automated camera enforcement system:* A system that:
 - i. Consists of cameras installed or deployed to work in conjunction with electrically operated traffic control signals or other methods of activation or detection;
 - ii. Is capable of recording the date and time of the alleged violation;
 - iii. Is capable of recording the time elapsed under the red light;
 - iv. Is capable of recording the speed of the vehicle involved in the alleged violation;

- v. Is capable of recording and producing video footage of the incident which is an alleged violation of an ordinance of the City of Kansas City; and
 - vi. Is capable of taking and producing not less than four (4) high-resolution color digital recorded images that show the incident which is an alleged violation of an ordinance of the City of Kansas City, including, at a minimum:
 - 1. An image before the alleged violation occurred, that shows the front or back of the vehicle involved in the alleged violation;
 - 2. An image after the incident occurred, that shows the front or back of the vehicle involved in the alleged violation;
 - 3. The license plate of the vehicle involved in the alleged violation; and
 - 4. The face of the operator of the vehicle involved in the alleged violation.
- (4) *Operator*: The individual driving and/or in possession of a vehicle.
- (5) *Recorded Images*. Photographs, digital images, microphotographs, micrographs, videotape, digital video, or other recorded images.
- (6) *Surveillance program*. Any program, electronic or otherwise, that has its primary purpose the monitoring of the behavior or activities of a person or people or gathering information on a person or people.
- (7) *Traffic violation*. Either a red-light violation or a vehicular speeding violation.
- (b) *Automated camera enforcement system authorized*.
- (1) System authorized. An automated camera enforcement system is hereby authorized to be installed and operated within the City for the purpose of detecting traffic violations at intersections or other system locations.
 - (2) Locations. Specific system locations shall be determined from time to time by the director of public works in conjunction with, but not limited to, the following information:
 - i. Data on vehicular crash locations in the City, including side impact and turning crashes, crashes involving pedestrians and bicyclists, and crashes resulting in injuries or fatalities;

- ii. Data on traffic control ordinance violations, including violations pertaining to the running of red lights, vehicular crashes, and speeding;
- iii. Traffic volume on streets or highways associated with potential locations;
- iv. Equity and environmental factors associated with potential locations; and
- v. Community feedback regarding intersections of concern in the City.

(c) *Authorized use of automated camera enforcement system.* The automated camera enforcement system may be used by the KCPD to issue violation notices for alleged violations of City ordinances and state laws. Only authorized employees may access the system provided by the automated camera enforcement system vendor that collects, stores, and provides recorded images and other data for the City's automated camera enforcement program.

(d) *Designation of authorized employees.* No later than sixty (60) days prior to the first date the automated camera enforcement system becomes operations, the KCPD shall inform the Director of Public Works of the employees who will be designated as authorized employees. The KCPD shall inform the Director of Public Works of any additional employees designated as authorized employees no later than one (1) week prior to such individuals gaining access to the system provided by the automated camera system vendor that collects, stores, and provides recorded images and other data for the City's automated camera enforcement program.

(e) *Probable Cause.* Authorized employees shall examine the images and other data collected pursuant to this section to determine whether probable cause exists for a violation of City ordinances or state laws. For any alleged traffic violations, probable cause shall not exist unless the identity of the operator of the vehicle at the time of the alleged violation is determined. An authorized employee may use any lawful means to identify an individual allegedly violating any City ordinance or state law, but in no instance shall artificial intelligence systems, as defined in Section 70-961(a), be used to identify the individual. Probable cause for alleged traffic violations detected through the automated camera enforcement system created under this section may be deemed to exist if it is in compliance with Supreme Court Rule 37 and if the recorded images and other data show the following:

- (1) An alleged violation of the ordinances of the City of Kansas City or state laws;
- (2) The date and time of the alleged violation;
- (3) The vehicle involved in the alleged violation;
- (4) The letters or numbers on the vehicle's license plate or temporary tag, as well as the state in which the license plate or temporary tag was issued;
- (5) The face of the operator of the vehicle;

(6) The traffic control signal while it is emitting a steady red signal, as applicable; and

(7) The speed of the vehicle, as applicable.

(f) *Prosecution.*

(1) The prosecution for an alleged violation of City ordinance or state law utilizing information from the automated camera enforcement system shall be conducted in compliance with Missouri Supreme Court Rules, including Rule 37 or its successor.

(2) A notice of a traffic violation, including a red-light violation, alleged as a result of the automated camera enforcement system created under this section shall only be issued to an individual who authorized employees have determined, pursuant to subsection (e) above, was the operator of the vehicle at the time of the alleged violation. The notice of violation shall comply with the requirements of Missouri Supreme Court Rule 37.33 or its successor, and shall also provide the following information gathered from the recorded alleged violation, including:

i. The date and time of the alleged red light violation;

ii. The time elapsed under the red light, as applicable;

iii. The speed of the vehicle involved in the red light violation, as applicable;

iv. How to access any video footage of the alleged traffic violation; and

v. Any images that show the alleged traffic violation including, at a minimum:

1. An image before the violation occurred, that shows the front or back of the vehicle involved in the alleged violation;

2. An image after the incident occurred, that shows the front or back of the vehicle involved in the alleged violation;

3. The license plate of the vehicle involved in the alleged violation; and

4. The face of the operator of the vehicle involved in the traffic violation.

(g) *Prohibited use of automated camera enforcement system.* In no instance shall the automated camera enforcement system be used by the KCPD or any authorized employees for or in support of any of the following:

- (1) Prosecuting, issuing violation notices, or other enforcement activities for:
 - i. A red-light violation for a legal right turn made after the operator of a vehicle brings the vehicle to a complete stop at a red light such that the wheels of the vehicle stop moving;
 - ii. Activity protected under the First Amendment;
 - iii. The sleeping, camping, eating, sitting, or asking for money or resources in public spaces by unhoused persons; or
 - iv. Activities part of or otherwise in support of any surveillance program or artificial intelligence system, as defined by section 70-961(a).

- (2) In no instance shall the KCPD or any authorized employee provide access to, share, or otherwise make available or accessible the recorded images and other data collected through the City's automated camera enforcement system to or for:
 - i. Any artificial intelligence system, as defined by section 70-961(a), including, but not limited to facial recognition systems;
 - ii. Any electronic surveillance program of citizens, as defined in Section 70-961(a);
 - iii. Any individuals, parties, or entities who are not authorized employees, other than individuals, parties, or entities involved in the prosecution of, defense against, or adjudication of an alleged violation detected through the automated camera enforcement system; or
 - iv. Any purpose other than for the implementation and administration of the City's automated camera enforcement system.

(h) *Public awareness.*

- (1) The Director of Public Works, in partnership with the KCPD and any other City departments as may be necessary, shall develop strategies to raise public awareness of the implementation of the automated camera enforcement system in the City. Such awareness strategies shall be implemented by the Director of Public Works, in partnership with the KCPD and any other City departments as may be necessary, no less than sixty (60) days prior to the first date the automated camera enforcement system becomes operational.

- (2) Any automated camera enforcement system located on a street or highway must be identified by appropriate warning signs conspicuously posted either at the major roadways entering the City, or not more than three hundred (300) feet from

the location of the automated camera enforcement system location. The placement of all advance warning signs must be approved by the Director of Public Works, working in partnership with the KCPD and any other City departments as may be necessary.

(i) *Program assessment.*

(1) One (1) year following the first date the automated camera enforcement system become operational in the City, and every year thereafter, the Director of Public Works shall compile information assessing the outcomes of the automated camera enforcement system program created by this section, including the following:

- i. The number of crashes at each intersection where an automated camera enforcement system has been installed or deployed;
- ii. The number of crashes at intersections where an automated camera enforcement system has not been installed or deployed;
- iii. The number of violations issued utilizing the automated camera enforcement system;
- iv. The number of violations issued utilizing the automated camera enforcement system at each intersection where an automated camera enforcement system has been installed or deployed;
- v. The number of violations issued utilizing the automated camera enforcement system, by zip code where the violation allegedly occurred;
- vi. Anonymized demographic data, to the extent it is available, of individuals who have received violations through the automated camera enforcement system, including their race and residential zip code; and
- vii. Information regarding the cameras in use, including:
 1. The number of cameras;
 2. The location of cameras;
 3. The time intervals for which the recorded images and other data collected by the automated camera enforcement system are stored and destroyed; and
 4. As authorized under Chapter 610, RSMo, or its successor, the authorized employees who have access to the system provided by the automated camera enforcement system vendor that collects,

stores, and provides recorded images and other data for the City's automated camera enforcement program.

- (2) The Director of Public Works shall provide a copy of the compiled information to the City Council.
- (3) As part of this annual assessment, the Director of Public Works, in partnership with the KCPD, determine whether to install or deploy automated camera enforcement systems at additional intersections, or to remove existing installed or deployed automated camera enforcement systems from intersections.

(j) *Revenue.* All fines issued by the courts pursuant to traffic violations prosecuted utilizing the automated camera enforcement system shall be paid to and through the courts, with monies distributed by the court according to law. Fines shall not be collected or paid directly to the vendor. Any revenue received by the City from the courts as a result of the automated camera enforcement system shall be used exclusively for the following purposes:

- (1) City and administrative court costs associated with the automated camera enforcement system created under this section; and
- (2) The remainder shall be deposited into a fund to be used solely for the improvement of traffic safety throughout the City.

Section 2. That the City Manager is hereby directed to issue a request for proposals to select a vendor for an automated camera enforcement system. Such request for proposals shall include, but not be limited to, the following requests for information:

- a. The vendor's ability to provide an automated camera enforcement system that meets, at minimum, the qualifications outlined in this Section Two;
- b. The vendor's ability to install, maintain and quickly repair all automated camera enforcement system equipment;
- c. The vendor's ability to cover all associated costs of implementation, installation, maintenance, repair, and operation of an automated camera enforcement system, and their proposed cost-sharing model with the City for doing so;
- d. The vendor's ability to provide and maintain signage required under this Ordinance;
- e. The vendor's ability to review footage for potential violations of City ordinances and state law and communicate such potential violations to the KCPD;
- f. The vendor's ability to assist in determining the identity of the operator of a vehicle allegedly committing a traffic violation;

- g. The vendor's ability to allow authorized employees of the KCPD to access or view, at any time, recorded images captured through the City's automated camera enforcement program;
- h. The vendor's ability to safeguard all recorded images and other data the vendor collects through the City's automated camera enforcement system from unauthorized access, including but not limited to the vendor's use of encryption, compliance with CRS standards, and access control mechanisms;
- i. The vendor's ability to ensure that all recorded images and other data the vendor collects through the City's automated camera enforcement system are accessed only by authorized employees;
- j. The vendor's data selling practices, and ability and willingness to ensure that no recorded images or other data the vendor collects through the City's automated camera enforcement system is sold, distributed, viewed, or otherwise exchanged for any value;
- k. The vendor's ability to maintain an audit log of individuals who access the recorded images and other data the vendor collects through the City's automated camera enforcement system;
- l. The vendor's ability to retain and destroy recorded images and other data the vendor collects through the City's automated camera enforcement system, including at intervals as directed by the City;
- m. The vendor's ability to provide individuals who receive a violation notice under this ordinance alleging a violation of City ordinance or state law with the recorded images collected by the City's automated camera enforcement system relating to the alleged violation;
- n. The vendor's ability to support the production of separate violation notices, one of which will include all the alleged violator's information that will be provided to the alleged violator, and one of which will be redacted of the alleged violator's sensitive personal information that will be entered on the court record; and
- o. The vendor's ability to meet any applicable requirements established by the State of Missouri and federal law for automated camera enforcement systems.

Section 3. In addition to the information requested above, a vendor to provide an automated camera enforcement system shall also meet the following requirements:

- a. **Minimum Vendor System Requirements.** The system provided by the vendor shall provide authorized employees with the ability to review potential violations for tickets to be issued. The system shall further allow authorized employees to

retrieve, at any time, recorded images captured through the City's automated camera enforcement program.

- b. Vendor Maintenance Requirements. The vendor selected shall be responsible for the installation, implementation, maintenance, and repair of the automated camera enforcement system equipment and software and all costs associated therein. In the event of automated camera enforcement system equipment failure, malfunction, damage, or other circumstances which render the automated camera enforcement equipment less effective, negatively impact operations under this ordinance, or otherwise necessitate maintenance, the vendor shall quickly repair and return to operational status all automated camera enforcement system equipment. The vendor shall also be responsible for the installation, implementation, maintenance and repair of signage required under this ordinance.
- c. Vendor Information Protection Requirements. The vendor selected shall safeguard all recorded images and other data the vendor collects through the City's automated camera enforcement system from access by individuals other than authorized employees. The vendor shall ensure that all recorded images and other data the vendor collects through the City's automated camera enforcement system are accessed only by authorized employees or as otherwise provided by law or required by official duties for a purpose authorized by law.
- d. Vendor Prohibitions. In no instance shall the vendor sell or otherwise provide access to, share, or otherwise make available or accessible the recorded images and other data collected through the City's automated camera enforcement system for anything of value. The vendor shall not provide access to, share, sell, or otherwise make available or accessible images, video, and other data the vendor collects through the City's automated camera enforcement system to or for:
 - i. Any artificial intelligence system, as defined in section 70-961(a), including, but not limited, to facial recognition systems;
 - ii. Any electronic surveillance program of citizens, as defined in section 70-961(a);
 - iii. Any individuals, parties, or entities who are not authorized employees, other than individuals, parties, or entities involved in the prosecution of, defense against, or adjudication of an alleged violation detected through the automated camera enforcement system created under this ordinance; or
 - iv. Any purpose other than for the implementation and administration of the City's automated camera enforcement system.
- e. Other Vendor Requirements. The operation of the automated camera enforcement system and the vendor must comply with the requirements for admission of photographic and video evidence under the "silent witness doctrine" in *State v.*

Moyle, 532 S.W.3d 733 (Mo.App.W.D. 2017), and *State v. Whittier*, 591 S.W.3d 19 (Mo.App.E.D. 2019), provided that precedent is not overturned, to provide a live witness to testify at trials pertaining to violations issued pursuant to this ordinance, and to establish any legal foundation that may be necessary in order for video from unattended cameras operating pursuant to this ordinance to be submitted as evidence for such trials.

..end

Approved as to form:

Andrew Bonkowski
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240409

Submitted Department/Preparer: Mayor/Council's Office

Revised 11/01/23

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

Sponsor: Mayor Quinton Lucas

Amending Chapter 70, Code of Ordinances, Traffic and Vehicles, by repealing and replacing Section 70-961, for the purpose of authorizing the City's automated camera enforcement system; directing the City Manager to issue a request for proposals to select a vendor for the automated camera enforcement system; and directing the City Manager to include certain requirements in the request for proposals

Discussion

Sponsor: Mayor Quinton Lucas

Amending Chapter 70, Code of Ordinances, Traffic and Vehicles, by repealing and replacing Section 70-961, for the purpose of authorizing the City's automated camera enforcement system; directing the City Manager to issue a request for proposals to select a vendor for the automated camera enforcement system; and directing the City Manager to include certain requirements in the request for proposals

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.
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 [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):
 - 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

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

Other Impacts

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

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?
Reducing traffic deaths attract residents to area

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 #: 240412

RESOLUTION NO. 240412

Sponsor: Councilmember Nathan Willett

RESOLUTION - Affirming to the Missouri State Legislature that Kansas City will not become a sanctuary city for undocumented immigrants.

WHEREAS, the City of Kansas City believes that our City resources should not be used to encourage illegal immigration or use City resources to bail out other municipalities, counties, or states who have “sanctuary city” policies; and

WHEREAS, the Missouri State Legislature is voting on our state budget next month which includes many Kansas City legislative priorities; and

WHEREAS, the state proposed budget provides millions of dollars to Kansas City through specific appropriations and other grants; and

WHEREAS, under Missouri law, municipalities that adopt sanctuary policies shall be ineligible for moneys provided through grants administered by any state agency; NOW, THEREFORE;

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

That the Mayor and Council affirm to the Missouri State Legislature that the City will not use any funds to encourage illegal immigration to Kansas City or take steps that would violate the state’s sanctuary city law(s).

..end

**No Docket Memo
Provided for
Resolution No.**

240412



File #: 240164

[COMMITTEE SUBSTITUTE FOR] ORDINANCE NO. 240164

Sponsor: Mayor Quinton Lucas

Calling for submission to the qualified voters of Kansas City at an election held on Tuesday, August 6, 2024, for their approval of a question which assesses a host fee up to five dollars (\$5.00) per ton of waste on any solid waste transfer station, material recovery station, special waste station, or landfill located within the City; directing the City Clerk to notify the responsible election authorities of the election on or before May 28, 2024; amending Chapter 62 by adding a new Section 62-126 entitled “Host Fees,” which assesses a host fee up to five dollars (\$5.00) per ton of waste on any solid waste transfer station, material recovery station, special waste station, or landfill located within the City; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, three solid waste transfer stations, two material recovery stations, and one special waste station are located within the City’s municipal corporate limits; and

WHEREAS, the City wishes to charge host fees to these types of stations and landfills; and

WHEREAS, charging a host fee would raise revenue that would fund solid waste and waste diversion programs; and

WHEREAS, to charge host fees of up to five dollars (\$5.00) per ton of waste may require a public vote under the Constitution and laws of the state of Missouri; and

WHEREAS, the City wishes to provide notice of a ballot question and have the ballot question placed on the August 6, 2024, ballot; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. ELECTION CALLED. That an election is called and shall be held on Tuesday, August 6, 2024, for the purpose of submitting to the voters the question of whether to impose a host fee for any solid waste transfer stations, material recovery stations, special waste stations, and landfills within the City.

Section 2. BALLOT TITLE. The ballot title shall be:

QUESTION NO.

(Imposition of Host Fees on Solid Waste Transfer Stations and Landfills)

Shall the City of Kansas City assess a host fee on transfer stations, material recovery stations, special waste stations, or landfill owners up to five dollars (\$5.00) per ton of nonhazardous solid waste deposited at any transfer station, material recovery station, special waste station, or landfill located within the City?

_____ Yes _____ No

Section 3. ELECTION NOTICE. That the notice of election shall read as follows:

NOTICE OF ELECTION
CITY OF KANSAS CITY, MISSOURI

Notice is hereby given to the qualified voters of the City of Kansas City, Missouri, that the City Council of the City has called a general municipal election to be held in the City on August 6, 2024, commencing at 6:00 A.M. and closing at 7:00 p.m., on the question contained in the following sample ballot:

OFFICIAL BALLOT
CITY OF KANSAS CITY

GENERAL MUNICIPAL ELECTION, AUGUST 6, 2024

QUESTION

(Imposition of Host Fees on Solid Waste Transfer Stations and Landfills)

Shall the City of Kansas City assess a host fee on transfer stations, material recovery stations, special waste stations, and landfills up to five dollars (\$5.00) per ton of nonhazardous solid waste deposited at any transfer station, material recover station, special waste station, and landfill located within the City?

_____ Yes _____ No

(Instructions to voters will be supplied by the election authorities)

A full and complete copy of this Ordinance (as it may be amended) submitting the above question to the electorate is on file in the Office of the City Clerk of Kansas City, Missouri, and is open for inspection and copying.

The election will be held at the following polling places in the City of Kansas City, Missouri:
[INSERT LIST OF POLLING PLACES IN LAST PUBLICATION ONLY]

I hereby certify that the foregoing is the legal notice to be published pursuant to Section 115.127 RSMo, as amended.

Given under my hand and the official seal of the City of Kansas City, Missouri, this ____ day of February, ____ 2024.

(SEAL)

Marilyn Sanders
City Clerk of Kansas City, Missouri

Before me, a notary public, personally appeared Marilyn Sanders, to me known to be the City Clerk of Kansas City, Missouri, and the person who acknowledged to me that she executed the same for the purposes therein stated.

Notary Public

My commission expires: _____

Section 4. NOTICE TO ELECTION AUTHORITIES BY CITY CLERK. That following passage of this ordinance the City Clerk shall deliver certified copies of this ordinance and notice of election to the Clerk of Cass County, Board of Election Commissioners of Clay County, Board of Election Commissioners of Kansas City, and Board of Election Commissioners of Platte County, not later than May 28, 2024, which shall be the authority of each election authority of the City to submit the question to the electors of Kansas City and to give public notice as provided by law.

Section 5. AMENDMENT TO THE CODE OF THE CITY OF KANSAS CITY- ENACTMENT OF HOST FEES -QUESTION 1. If the majority of the voters favor the host fees presented in Question 1 on August 6, 2024, a new Section 62-126 is enacted to read as follows:

Sec. 62-126. Host Fees.

(a) A host fee of up to five dollars (\$5.00) per ton of nonhazardous solid waste deposited at any transfer station, material recovery station, special waste station, or landfill located within the City shall be assessed on the owner of the transfer station, material recovery station, special waste station, or landfill.

(b) The owner of the transfer station, material recovery station, special waste station, or landfill shall make quarterly reports and fee payments based upon the quantity of solid waste reported in the quarterly solid waste summary. This quarterly report is due on September 15, December 15, March 15 and June 15 of each calendar year and shall include a copy of the accounting of the fees, including the basis of those fees, and be in the form prescribed by the City. If the owner of any transfer station, material recovery station, special waste station, or

landfill fails to pay the fee or file the quarterly report within the required time frame, it shall be fined seven hundred fifty dollars (\$750.00) for each day that the fee remains unpaid or the report remains unfiled after it is due.

(c) The director is authorized to make and promulgate reasonable and necessary rules and regulations necessary to implement the foregoing host fee.

Section 6. ACCELERATED EFFECTIVE DATE. This ordinance, providing for the submission of imposition of host fees on solid waste transfer stations, material recovery stations, special waste stations, and landfills to the people of Kansas City, Missouri, is hereby recognized to be an ordinance with an accelerated effective date within the meaning of Section 503(a)(3)(A) of the Charter because it calls for an election and provides for the submission of a question to the people; and as such shall become effective immediately following approval by the Mayor, or five days after passage if no action is taken by the Mayor to approve or veto the ordinance.

..end

Approved as to form:

Dustin Johnson
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240164

Submitted Department/Preparer: Finance

Revised 11/01/23

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

Calling for submission to the qualified voters of Kansas City at an election held on Tuesday, August 6, 2024, for their approval of a question which assesses a host fee up to three dollars (\$3.00) per ton of waste on any solid waste transfer station or landfill located within the City; directing the City Clerk to notify the responsible election authorities of the election on or before May 28, 2024; amending Chapter 62 by adding a new Section 62-126 entitled "Host Fees," which assesses a host fee up to three dollars (\$3.00) per ton of waste on any solid waste transfer station or landfill located within the City; and recognizing this ordinance as having an accelerated effective date.

Discussion

This ordinance would authorize a ballot measure to approve a host fee of up to \$3 per ton of waste at any transfer station or landfill within the City.

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?
No impact on FY24, this measure would be on the ballot for August 6, 2024.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Yes, this legislation would generate revenue dependent on usage.

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

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
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

Unknown

Other Impacts

1. What will be the potential health impacts to any affected groups?
Unknown
2. How have those groups been engaged and involved in the development of this ordinance?
Unknown
3. How does this legislation contribute to a sustainable Kansas City?
Unknown
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)