



Agenda

Special Committee for Legal Review

Kevin McManus, Chair
Heather Hall, Vice Chair
Andrea Bough
Lee Barnes Jr.

Monday, November 8, 2021

1:00 PM

10th Floor

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

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>

HELD IN COMMITTEE

[210949](#) RESOLUTION - Establishing the City of Kansas City's legislative major priorities and positions on matters for the 2022 session of the Missouri General Assembly.

Attachments: [FACT SHEET](#)

[210950](#) RESOLUTION - Establishing the City of Kansas City's legislative priorities and positions on matters that may come before the 117th United States Congress in 2022.

Attachments: [FACT SHEET](#)

ADDITIONAL BUSINESS

1. There may be a general discussion regarding current Special Committee for Legal Review 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 #: 210949

RESOLUTION NO. 210949

RESOLUTION - Establishing the City of Kansas City's legislative major priorities and positions on matters for the 2022 session of the Missouri General Assembly.

WHEREAS, the Missouri General Assembly will convene on January 5, 2022; and

WHEREAS, the City has engaged in a process to identify its major priorities and positions for the General Assembly; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. **MAJOR PRIORITIES.** That the City adopts the following major priorities on matters that may come before the 2022 session of the Missouri General Assembly:

1. **Local Control.** Oppose efforts to undermine local control for Kansas City and support Legislative action to return Mayor and City Council-led local control of the Kansas City Police Department rather than the current control of the Kansas City Police Department by a committee comprised of four members appointed by the Governor of Missouri.
2. **Earnings Tax.** Oppose any effort to undermine the Earnings Tax and support the extension of the Earnings Tax renewal period to strengthen the City's bond rating.
3. **Public Health.** Support additional funding to local public health agencies to coordinate COVID-19 mitigation efforts and the successful distribution of a COVID-19 vaccine and support an increase in public health funding that is equitably distributed across the state of Missouri including Kansas City.
4. **Violence Reduction.** Increase funding to local municipalities and non-profits for evidence-based efforts that address the root causes of gun violence. These include programs to provide support to victims of gun violence, diversion and intervention programs, and targeted programs that help law enforcement agencies solve more homicides and shootings.
5. **Police Residency.** Retaining the residency requirement for all employees and officers of the Kansas City Police Department.

Section 2. **POSITIONS.** That the City adopts the following positions on matters that may come before the 2022 session of the Missouri General Assembly:

1. **Affordable Housing.** Re-establish support for low-income housing tax credits and enhance support for programs that incentivize the production and preservation of affordable housing units.
2. **Medicaid Implementation.** Support full funding and implementation of Medicaid Expansion passed by voters in August 2020.
3. **Transportation Funding.** Support efforts to raise new revenues and allow state funding to address all current and future transportation needs, including the provision of zero-fare transit and expanded bus service so KCATA can better serve Kansas City's workforce and employers.
4. **Expanding Access to Democracy.** Support legislation which allows for early voting and same day voter registration.
5. **Discriminatory Laws.** Oppose legislation that would be reasonably viewed as discriminatory toward any citizen of the State of Missouri and harmful to its economy and support legislative efforts to provide additional protections under the Missouri Human Rights Act, such as the Missouri Nondiscrimination Act (MONA), to prohibit discrimination in employment and housing.
6. **Promoting Tax Uniformity in the Accommodation Industry.** Support amending Missouri Revised Statutes Sections 92.325, 92.327 and 92.331 to ensure residential dwelling rentals are subject to the same tax obligations as similarly situated accommodation providers.
7. **Sales and Use Tax Parity (e-commerce).** In the wake of South Dakota v. Wayfair Inc., Chapter 144 of the Revised Statutes of Missouri should be amended to ensure that Missouri eliminates the disparity in tax rates (both sale and use; local and state) collected by in-state local businesses and out-of-state sellers, specifically ensuring the collection of tax on internet purchases, without a rollback of existing tax rates.
8. **Cable Franchise Fee.** The City opposes any efforts to reduce or restrict the 5% fee it is allowed collect from video service providers providing video service in the City, without an equivalent revenue substitute.
9. **Quality Child Care.** Support efforts to increase the accessibility of full-day and full-year quality birth through Pre-K programs for all Missouri students.
10. **Economic Development.** Support efforts to provide local jurisdictions with tools and funding mechanisms for fostering economic development in distressed neighborhoods.
11. **Video Lottery Terminals.** Oppose efforts to legalize Video Lottery Terminals (VLTs) in Missouri.
12. **Protecting Victims of Domestic Violence.** Support efforts to expand protections for victims of domestic violence, including state legislation based on

Kansas City's recently adopted ordinance relating to the unlawful carrying of concealed firearms in the City by persons who are subject to a restraining order or convicted of domestic violence.

13. **Safe Parks and Public Spaces.** Support Blair's law legislation that will make discharging a firearm within or into city limits with criminal negligence a state offense.
14. **Recidivism Reduction.** Support funding of the Second Chance Risk Reduction Center and other programs created to reduce recidivism of former prisoners.
15. **Safe Streets.** Support efforts to protect pedestrians and drivers from distracted motorists by allowing local jurisdictions to prohibit dangerous practices such as texting and driving.
16. **Municipal Court Maintenance.** Support an extension for the collection of fees supporting restoration and maintenance of the municipal court house.

Section 3. **OTHER ORGANIZATIONS' POSITIONS.** That the City supports the legislative positions adopted by the Kansas City Consensus Agenda for Economic Development and the Kansas City Health Commission for matters that may come before the 2022 session of the Missouri General Assembly.

..end

Resolution Fact Sheet

210949

Resolution Number

Brief Title:

Establishing the City’s legislative major priorities and positions on matters for the 2022 session of the Missouri General Assembly.

Approval Deadline:

Reason:

Details

Positions / Recommendations

<p>Reason for Legislation Establishing the City’s legislative major priorities and positions on matters for the 2022 session of the Missouri General Assembly.</p>	<p>Sponsor(s) Mayor Pro Tem Kevin McManus</p>	
	<p>Programs, Departments, or Groups Affected</p>	
	<p>Applicants/Proponents</p>	<p>Applicant</p> <p>City Department</p> <p>Other</p>
	<p>Opponents</p>	<p>Groups or Individuals</p> <p>Basis of Opposition</p>
<p>Discussion <i>(including relationship to other Council actions)</i> authorize.</p> <p>The Missouri General Assembly will convene on January 5, 2021, and therefore the City has engaged in a process to identify its major priorities and positions for the General Assembly.</p>	<p>Staff Recommendation</p>	<p>_ For</p> <p>_ Against</p> <p>Reasons Against:</p>

	Board or Commission Recommendation	<input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For, with revisions or conditions
	Council Committee Action	<input type="checkbox"/> Do Pass <input type="checkbox"/> Do Pass (as amended) <input type="checkbox"/> Committee Substitute <input type="checkbox"/> No Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do Not Pass

Details

Policy / Program Impact

<p><u>Is it good for the children?</u> Yes.</p> <p><u>How will this contribute to a sustainable Kansas City?</u> This legislation is not intended to address the issue of sustainability.</p>	Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
	Operational Impact Assessment	
	Finances	
	Cost and Revenue Projections	Cost of Legislation Increase/Decrease in Revenue Expected Annually
	Fund Sources	

Applicable Dates:

Fact Sheet Prepared By:

Alan Holtkamp, Assistant City Attorney

Reviewed By:

Reference Numbers



File #: 210950

RESOLUTION NO. 210950

RESOLUTION - Establishing the City of Kansas City’s legislative priorities and positions on matters that may come before the 117th United States Congress in 2022.

WHEREAS, the City desires to publish general statements of its priorities and positions on matters that may become the subject of or be affected by proposed federal legislation during the 117th United States Congress in 2022; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. **MAJOR PRIORITIES.** That the City adopts the following major priorities on matters that may come before the 117th United States Congress in 2022:

1. **Municipal Aid:** Support direct funding to aid cities whose budgets have been negatively impacted by the COVID-19 economic crisis, particularly municipalities which have not received direct funding from the federal government under the CARES Act.
2. **Violence Reduction:** Support increased funding for evidence-based efforts that address the root causes of gun violence, including programs to provide support to victims of gun violence, diversion and intervention programs, and targeted programs that help law enforcement agencies solve more homicides and shootings.
3. **Infrastructure:** Provide additional funding for municipalities repair and upgrade roads, bridges, sewers, and other critical infrastructure needs, including green infrastructure.
4. **Public Health:** Support additional funding to local public health agencies to mitigate and protect citizens against COVID-19, and to prepare for the needed equitable distribution of vaccines and other treatment options.
5. **EPA Consent Decree.** Support City efforts to amend the Consent decree with the US Environment Protection Agency and the US Department of Justice with the goal to reduce the financial burden on residents.

Section 2. **POSITIONS.** That the City adopts the following positions on matters that may come before the 117th United States Congress in 2022:

Finance and Governance

1. **Municipal Bonds.** Oppose the elimination of the municipal bonds tax exemption and restore the ability to advance refund tax-exempt municipal bonds.
2. **Treasury Offset Program.** Support an amendment to section 6402 of the IRS Code of 1986 to allow the City's participation in the Treasury Offset Program.

Infrastructure and Transportation

1. **Investments in Enhanced Transit Service.** Support Legislation which allows for increased funding for KCATA to invest in priorities such as free fare transit, expanded and more frequent service provision, and enhancements to fleet efficiency.
2. **Infrastructure Efficiency.** Support programs which assist the city and residents with increasing the energy efficiency of homes, businesses, and infrastructure.
3. **Local Decision Making.** Support local control of federal funding in the Surface Transportation reauthorization. Specifically, support role of Metropolitan Planning Organizations (MPO) in funding decision making by maintaining the requirement for the states to pass funding on to MPOs, keeping non-highway projects eligible, bringing back a Safe Routes to School set aside, and increasing the Transportation Alternatives STP set aside.
4. **Better Utilizing Investments to Leverage Development Program.** Support robust funding of the U.S. Department of Transportation's Better Utilizing Investments to Leverage Development (BUILD) program, formerly known as the TIGER program.
5. **Streetcar Expansion Project.** Support the Federal Transit Administration application submitted by the Kansas City Streetcar Authority, Kansas City Area Transit Authority and the City of Kansas City, to secure federal funding for the Streetcar expansion project.
6. **Airport Improvements.** Support federal funding for Airport Improvement Program funds for Taxiway Lima at MKC (downtown) airport. Additionally, support efforts to acquire TSA Security Equipment for the new MCI terminal.
7. **Rate Payer Assistance.** Support efforts to provide assistance to rate payers, including the WIFIA program and continued investment in low interest loans through the State Revolving Fund program for clean water and drinking water.
8. **Construction and Investigations Programs.** Support funding of flood risk management and water resources efforts through construction and investigations accounts.

9. **Continuing Authorities Program (CAP) and Planning Assistance to States (PAS).** Support robust funding of CAP and PAS to provide the means of small flood risk management and ecosystem restoration projects to move forward under the Congressional no earmark policy, including:
 - Section 14 – Emergency Steambank Protection - \$15 million;
 - Section 1135 – Environmental Restoration - \$20 million;
 - Section 205 – Small Flood Risk Management Projects - \$35 million; and
 - Section 206 – Aquatic Ecosystem Restoration Projects - \$15 million.

10. **US Army Corps of Engineers Partnership Projects.** Support funding and authorization requests for critical flood risk management and water resources projects with the U.S. Army Corps of Engineers, including:
 - Blue River Watershed - Support efforts to initiate a General Investigations study and \$500,000.00 for the first year of funding;
 - Blue River Integrated Watershed Planning - Support 7001 request; and,
 - Little Blue River - Support 7001 request.

11. **FEMA.** Support continued Federal Funding for the FEMA Building Resilient Infrastructure Communities (BRIC) program; Cooperating Technical Partners program (CTP); and Community Rating System (CRS) of the National Flood Insurance Program.

12. **Missouri River Basin.** Support of the development of the Missouri River Recovery Management Plan provided it is based on science and allows for full stakeholder input to the process while recognizing all of the 8 authorized purposes and the current Master Manual, with flood control and navigation as primary purposes.

13. **Water Residential Assistance Program (WRAP).** As water, wastewater, and stormwater rates rise to meet unfunded mandates in Kansas City and across the nation, the lower income sector of society is greatly impacted. We support development of an assistance program for Water to provide the needed relief; similar to LIHEAP for Energy.

14. **Clean Water Affordability Legislation.** Support legislation to allow for extension of combined sewer overflow remediation timeframes, better computation of affordability, and more flexible permit requirements.

15. **Land Water Conservation Fund.** Support the permanent re-authorization and full funding of the Land Water Conservation Fund.

16. **Wet Weather Grant Program.** Support grant programs to reduce sewer overflows and municipal stormwater.

17. **Integrated Planning Framework.** Support legislation to allow for extension of compliance schedules for meeting water quality-based effluent limits beyond permit cycles.
18. **Water Infrastructure Financing and Innovation Act (WIFIA).** Support the permanent authorization of WIFIA, a new financing mechanism to help meet the nation's critical water infrastructure needs introduced in WRRDA 2014.
19. **Water Infrastructure Trust Fund.** Funded by voluntary consumer goods label to augment federal investment in the Clean Water & Drinking Water State Revolving Loan Funds.
20. **Farm Bill.** Support increased funding for the conservation programs contained in the 2018 Farm Bill which should improve source water quality in various water bodies used by communities across the United States.
21. **Water Infrastructure Resiliency and Sustainability Act.** Support legislation for matching grants to communities for resiliency and climate adaptation infrastructure projects.

Neighborhoods & Healthy Communities

1. **Affordable Housing Development and Preservation.** Support increased funding for programs such as Community Development Block Grants, HOME, the Low-Income Housing Tax Credit program, and other programs which are catalysts for community development and which support the production of affordable housing in the Kansas City region.
2. **Home Ownership and Local Development.** Support programs which offer incentives for small-scale developers and residents to convert vacant or underutilized land into owner-occupied affordable housing.
3. **Building Efficiency.** Expand funding for programs such as the Weatherization Assistance Program, Low-Income Home Energy Assistance Program, and others which allow city residents to improve the energy efficiency of their residences and businesses.
4. **Family & Medical Leave.** Support the creation of a national paid family leave program, which will support child development, early childhood health outcomes, and families.
5. **Center for Disease Control Funding.** Support increasing the Center for Disease Control's total budget and appropriations for programs that impact local health departments or public health activities.

6. **Affordable Care Act and State Children’s Health Insurance Program Funding.** Support the full funding of the Affordable Care Act and State Children’s Health Insurance Program.
7. **Early Childhood Education.** Support increased funding to early learning programs including Head Start, Early Head Start and the Child Care Development Block Grant to allow assistance to an increased number of eligible children.
8. **AmeriCorps.** Support increased funding for the AmeriCorps program.
9. **Pell Grants.** Support the extension of Pell Grant funding to include job training and certification programs through an alternative accreditation process.
10. **Environment.** Encourage the Biden Administration to rescind the United States’ withdrawal from the United Nations Framework Convention on Climate Change’s Paris Agreement and support improving the environment and reducing carbon emissions by such means as a carbon fee and dividend program.
11. **Economic Justice.** Support efforts to study options providing economic justice for historically disenfranchised groups.

Public Safety

1. **Violent Crime Prevention.** Support increased funding for initiatives that will reduce violent crime in Kansas City and pursue funding for grants that assist communities with developing collaborations between law enforcement, public health practitioners, and community organizations to address violent crime with evidenced-based strategies.
2. **Re-Entry Support.** Support legislation for policies and programs which address and mitigate involvement in the criminal justice system, particularly among youth, and proven interventions which reduce rates of recidivism among the formerly incarcerated.
3. **Research into Gun Violence.** Support funding which allows the Center for Disease Control to resume studying the causes of gun violence
4. **Urban Areas Security Initiative Funding.** Support the restoration of funding from the Department of Homeland Security through the Urban Areas Security Initiative (UASI) for the public safety agencies in our bi-state metropolitan area to maintain regional capabilities to prevent terrorism and to respond promptly and effectively to both man-made and natural disasters.
5. **Immigration Reform.** Support extension of the Deferred Action for Childhood Arrivals program and comprehensive reform of current immigration laws to allow

undocumented immigrants currently living in the United States to earn legal status and apply for citizenship.

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Resolution Fact Sheet

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