



Agenda - Final

Finance, Governance and Public Safety Committee

Chairperson Andrea Bough

Vice Chair Quinton Lucas

Councilmember Crispin Rea

Councilmember Darrell Curls

Councilmember Wes Rogers

Wednesday, September 27, 2023

10:30 AM

26th Floor, Council Chamber

<https://us02web.zoom.us/j/84530222968>

*****Public Testimony is Limited to 2 Minutes*****

PUBLIC OBSERVANCE OF MEETINGS

Members of the City Council may attend this meeting via video conference.

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 video conference platform ZOOM, using this link:

<https://us02web.zoom.us/j/84530222968>

*****Public Testimony is Limited to 2 Minutes*****

Director of the Law Department

[230799](#)

Sponsor: Director of the Law Department

Approving and authorizing settlement of a claim for a Workers' Compensation benefit filed by the spouse of Matthew Silvey for an alleged injury under 287.240, RSMo, resulting from his job while employed by the City.

Attachments: [Docket Memo-Silvey.pdf](#)

Director of the Law Department

[230800](#) Sponsor: Director of the Law Department

Approving and authorizing settlement of an EEOC charge of discrimination entitled *Leranda Brewer v. City of Kansas City, Missouri*, Case No. 563-2023-01754, in the amount of \$60,000.00.

Attachments: [docket memo-brewer](#)

[230801](#) Sponsor: Director of the Law Department

Approving and authorizing settlement of a claim for a Workers' Compensation benefit filed by Jared Williams for injuries resulting from an accident on September 10, 2021, while employed by the City.

Attachments: [Docket Memo Williams.pdf](#)

Director of the Law Department

[230802](#) Sponsor: Director of the Law Department

Approving and authorizing settlement of a lawsuit entitled *Kenneth Garcia v. Giovanna Solar, et al.*, Case No. 2016-CV17373, in the amount of \$200,000.00.

Attachments: [docket memo-solar](#)

Director of the Law Department

[230803](#) Sponsor: Director of the Law Department

Approving and authorizing settlement of a lawsuit entitled *Lashawnda Jones v. City of Kansas City, Missouri*, Case No. 2216-CV13530, in the amount of \$125,000.00.

Attachments: [docket memo-jones](#)

Director of Finance

[230804](#) Sponsor: Director of the Finance Department

Authorizing the Director of Finance to accept a proposal of Banc of America Public Capital Corp. ("BAPCC") to finance the acquisition of thirteen ambulances and equipment for the Fire Department (Project); estimating revenue and appropriating \$4,999,002.68 in Fund No. 3230, the Equipment Lease Capital Acquisition Fund; authorizing the execution of any and all documents and agreements necessary for the financing; designating requisitioning authorities; authorizing the Director of Finance to close project accounts upon completion; approving lease counsel; and declaring the intent of the City to reimburse itself from the

lease purchase proceeds for certain expenditures.

Attachments: [Ambulance Ordinance v081623 blackline](#)
[Docket Memo](#)
[Admin Approp Rev Sheet TMP-3437 KCFD \\$4.9M ambo](#)

Director of Finance

230813 Sponsor: Director of the Finance Department

Establishing Fund No. 8081, the Water Revenue Bond Series 2024A Project Fund, in the records of the City of Kansas City; estimating revenue in the amount of \$93,000,000.00 in Fund No. 8081, the Water Revenue Bond Series 2024A Project Fund, and appropriating the same; designating requisitioning authorities; declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures; authorizing the Director of Finance to close project accounts upon completion; and recognizing an accelerated effective date.

Attachments: [Approp Admin - FY24 water revenue bond ordinance](#)
[Attachment A - Project List 09-05-2023](#)
[Docket Memo for Water Bond Advanced Appropriation FINAL](#)

Director of Municipal Court

230822 Sponsor: Director of the Municipal Court

Authorizing the Court Administrator to enter into an intergovernmental agreement with the Missouri Office of State Courts Administrator for the implementation of the Show-Me-Courts court automation software in the Kansas City Municipal Division of the Circuit Court.

Attachments: [SMC Agreement Muni - Kansas City](#)
[Court Automation Agreement Docket Memo](#)

Director of Municipal Court

230823 Sponsor: Director of the Municipal Court

Amending Chapter 2, Code of Ordinances, by repealing Section 2-1464, and enacting in lieu thereof a new section of like number and subject matter, for the purpose adding a new subsection (h) to authorize an additional surcharge of \$7.00, the Missouri statewide court automation program surcharge, for cases in the Kansas City Municipal Division of the 16th Judicial Circuit to be paid to the State of Missouri for participation in the statewide court automation program.

Attachments: [230823com](#)
[Court Automation Surcharge Docket Memo](#)

[230824](#) Sponsor: Councilmember Ryana Parks-Shaw

Directing the Director of Health to utilize \$3,179,931.45 from the Unappropriated Fund Balance of the Health Levy Fund and \$1,720,068.55 from the Unappropriated Fund Balance of the Opioid Program Fund to support the expansion of medically assisted treatment (MAT) programs, Safe Haven beds, and respite beds in Kansas City, Missouri to support the treatment and rehabilitation of individuals recovering from persistent substance use disorder, including those who are unhoused; appropriating \$3,179,931.45 in the Health Levy Fund; appropriating \$1,720,068.55 in the Opioid Program Fund; and designating requisitioning authority.

Attachments: [No docket memo for 230824](#)

Patterson Hazley

[230828](#) Sponsor: Councilmember Melissa Patterson-Hazley

Directing the Director of Housing and Community Development to negotiate and execute a funding agreement with Community Builders of Kansas City in the amount of \$850,000.00 for the purpose of completing renovations to Ivanhoe Gardens Apartments; appropriating \$850,000.00 from the Unappropriated Fund Balance of the Shared Success Fund; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

Attachments: [No docket memo for 230828](#)

HELD IN COMMITTEE

Director of Finance

[230719](#) Sponsor: Director of the Finance Department

Amending Ordinance No. 230171 by repealing Section 1 and enacting in its place a new Section 1 adjusting tax levy rates for the General Fund, Health Levy Fund, General Debt and Interest Fund, and Museum Special Revenue Fund, and recognizing this ordinance as having an accelerated effective date.

Attachments: [Docket Memo 0.1.2 \(002\)](#)
[Levy Certification Ordinance - 81523](#)

Lucas

[230742](#) Sponsor: Mayor Quinton Lucas

Amending Chapter 2, Code of Ordinances of Kansas City, Missouri, Article XIV, Budgetary and Financial Policies, Division 1, Financial Planning Policies, by repealing Section 2-1957, Capital asset rating system, and enacting a new Section 2-1957 in lieu thereof relating to the Capital Asset Rating System and City-wide Funding of Infrastructure Projects.

Attachments: [230742 Docket Memo hb.pdf](#)

Lucas

230744 Sponsor: Mayor Quinton Lucas

Appropriating \$14,750,000.00 from the Unappropriated Fund Balance of the General Obligation Bond Series 2024A Q1-22 Project Fund; designating requisitioning authority; directing the Director of Parks and Recreation to find additional funding to cover any shortfalls in the cost of these repairs and improvements to the Aquatic Facilities; declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures; authorizing the Director of Parks and Recreation to allocate appropriated funds; authorizing the Director of Finance to close project accounts; and recognizing this ordinance as having an accelerated date.

Attachments: [docket memo-230744](#)

ADDITIONAL BUSINESS

1. Staff from the City Auditor's Office will present an audit, 2023 Governance Assessment: Component Unit Boards and Commissions
2. Staff from the City Auditor's Office will present an audit, FY 2023 Fourth Quarter: Police Spending from the Community Policing and Prevention Fund
3. Those who wish to comment on proposed ordinances can provide 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:

Live Stream on the city's website at www.kcmo.gov

Live Stream 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.comNiewPublisher.php?view_id=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 the auditor

The City Clerk's Office now has equipment for the hearing impaired for every meeting. To check out the equipment, please take a look at each committee's secretary. Be prepared to leave your Driver's License or State issued Identification Card with the secretary, and she /He will give you the equipment. The City Clerk's Office will return your license upon returning the

Adjournment



File #: 230799

ORDINANCE NO. 230799

Sponsor: Director of the Law Department

Approving and authorizing settlement of a claim for a Workers' Compensation benefit filed by the spouse of Matthew Silvey for an alleged injury under 287.240, RSMo, resulting from his job while employed by the City.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That settlement of the claim of Matthew Silvey for Workers' Compensation benefits against the City of Kansas City, Missouri, as more fully set forth and subject of a formal claim, Case No. 17-013148, presently pending before the Division of Workers' Compensation of the State of Missouri, by payment in the amount of \$175,000.00, as recommended by the City Attorney and Risk Management Committee, is hereby approved.

Section 2. That the City Attorney is hereby authorized to pay the sum of \$175,000.00 in settlement of said claim from funds heretofore appropriated in Account No. 24-7020-071402-610400.

..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 Queen
Director of Finance

Approved as to form:

Barry R. Bertram
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: [Click or tap here to enter TMP-#.](#)

Submitted Department/Preparer: Law

Revised 8/3/23

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

To seek City Council approval and authorization of \$175,000.00 for full and final settlement of the Workers' Compensation claim asserted by Matthew Silvey, claim no. 17-013148.

Discussion

To seek City Council approval and authorization of \$175,000.00 for full and final settlement of the Workers' Compensation claim asserted by Matthew Silvey, claim no. 17-013148.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
24-7020-071402-610400. Workers Compensation Fund.
3. How does the legislation affect the current fiscal year?
The specified amount is allocated toward the settlement for the purposes described.
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. | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 2. This fund has a structural imbalance. | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 3. Account string has been verified/confirmed. | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> 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?
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
 -
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Prior Legislation

N/A

Service Level Impacts

N/A

Other Impacts

1. What will be the potential health impacts to any affected groups?
None.
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. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

N/A Please Select (Press tab after selecting)

Click or tap here to enter text.

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

No (Press tab after selecting)



File #: 230800

ORDINANCE NO. 230800

Sponsor: Director of the Law Department

Approving and authorizing settlement of an EEOC charge of discrimination entitled *Leranda Brewer v. City of Kansas City, Missouri*, Case No. 563-2023-01754, in the amount of \$60,000.00.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the payment of the sum of \$60,000.00 for the settlement of claims asserted by Leranda Brewer in the EEOC charge of discrimination styled *Leranda Brewer v. City of Kansas City, Missouri*, Case No. 563-2023-01754, as recommended by the City Attorney and the Risk Management Committee, is hereby approved.

Section 2. That the City Attorney is hereby authorized to pay the sum of \$60,000.00 in settlement of said claims asserted by Leranda Brewer in this charge from funds previously appropriated in Account No. 23-7010-131543-B, Public Official Liability.

..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:

Sarah J. Oldridge
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230800
Submitted Department/Preparer: Law
Revised 8/3/23

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

Approving a settlement of \$60,000.00 for Leranda Brewer v. City of Kansas City, Missouri, EEOC Case No. 563-2023-01754.

Discussion

Complainant Brewer filed a charge of discrimination with the EEOC claiming discrimination and retaliation. The proposed settlement resolves all liability, damages, and attorneys' fees.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
24-7010-131543-618200. City Legal Expense Fund, Public Official Liability.
3. How does the legislation affect the current fiscal year?
Decreases available funds by \$60,000.00.
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?
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
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Prior Legislation

None.

Service Level Impacts

None.

Other Impacts

1. What will be the potential health impacts to any affected groups?
None.

2. How have those groups been engaged and involved in the development of this ordinance?
Not applicable.
3. How does this legislation contribute to a sustainable Kansas City?
Not applicable.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

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

Please provide reasoning why not:

Not applicable.

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

No(Press tab after selecting)

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

No(Press tab after selecting)



File #: 230801

ORDINANCE NO. 230801

Sponsor: Director of the Law Department

Approving and authorizing settlement of a claim for a Workers' Compensation benefit filed by Jared Williams for injuries resulting from an accident on September 10, 2021, while employed by the City.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That settlement of the claim of Jared Williams for Workers' Compensation benefits against the City of Kansas City, Missouri, for any and all injuries resulting from an accident while employed by the City, as more fully set forth and subject of a formal claim, Case No. 21-063719, presently pending before the Division of Workers' Compensation of the State of Missouri, by payment to Jared Williams of the sum of \$93,500.00, as recommended by the City Attorney and Risk Management Committee, is hereby approved.

Section 2. That the City Attorney is hereby authorized to pay the sum of \$93,500.00, in settlement of said claim from funds heretofore appropriated in Account No. 24-7020-071402-610400.

..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 Queen
Director of Finance

Approved as to form:

Alexandra Wilson

Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: [Click or tap here to enter TMP-#.](#)

Submitted Department/Preparer: Law

Revised 8/3/23

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

Resolution of the claim for workers' compensation benefits for Jared Williams.

Discussion

Jared Williams was a water employee who injured his bilateral foot, lower back, left shoulder and mental health when asphalt fell on him while working in a 6-foot hole at night. He treated both via surgery and conservatively for these injuries. The City spent \$60,683.51 on medical care. This ordinance will pay a lump sum of \$93,500.00.

Fiscal Impact

- 1. Is this legislation included in the adopted budget? Yes No
- 2. What is the funding source?
24-7020-071402-610400. Workers Compensation Fund.
- 3. How does the legislation affect the current fiscal year?
The specified amount is allocated toward the settlement for the purposes described.
- 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?
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
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Prior Legislation

N/A

Service Level Impacts

N/A

Other Impacts

1. What will be the potential health impacts to any affected groups?
None.

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. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

N/A Please Select (Press tab after selecting)

Click or tap here to enter text.

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

No (Press tab after selecting)

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

No (Press tab after selecting)



File #: 230802

ORDINANCE NO. 230802

Sponsor: Director of the Law Department

Approving and authorizing settlement of a lawsuit entitled *Kenneth Garcia v. Giovanna Solar, et al.*, Case No. 2016-CV17373, in the amount of \$200,000.00.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the payment of the sum of \$200,000.00 for the settlement of claims asserted by Giovanna Solar in the lawsuit styled *Kenneth Garcia v. Giovanna Solar, et al.*, Case No. 2016-CV17373, as recommended by the City Attorney and the Risk Management Committee, is hereby approved.

Section 2. That the City Attorney is hereby authorized to pay the sum of \$200,000.00 in settlement of said claims asserted by Giovanna Solar in this lawsuit from funds previously appropriated in Account No. 23-7010-131545-B, Auto Liability.

..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:

Mattison T. Harvey
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230802

Submitted Department/Preparer: Law

Revised 8/3/23

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

Approving a settlement of \$200,000.00 for Kenneth Garcia v. Giovanna Solar, et al., Case No. 2016-CV17373

Discussion

Cross-claim Plaintiff Solar brought a cross-claim lawsuit related to a motor vehicle accident. The proposed settlement resolves all liability and damages.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
24-7010-131545-618200 City Legal Expense Fund, Auto Liability Claims
3. How does the legislation affect the current fiscal year?
Decreases available funds by \$200,000.00.
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?
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
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Prior Legislation

None.

Service Level Impacts

None.

Other Impacts

1. What will be the potential health impacts to any affected groups?
None.
2. How have those groups been engaged and involved in the development of this ordinance?
Not applicable.

3. How does this legislation contribute to a sustainable Kansas City?
Not applicable.

4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

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

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

No(Press tab after selecting)

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

No(Press tab after selecting)



File #: 230803

ORDINANCE NO. 230803

Sponsor: Director of the Law Department

Approving and authorizing settlement of a lawsuit entitled *Lashawnda Jones v. City of Kansas City, Missouri*, Case No. 2216-CV13530, in the amount of \$125,000.00.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the payment of the sum of \$125,000.00 in settlement of the lawsuit styled *Lashawnda Jones v. City of Kansas City, Missouri*, Case No. 2216-CV13530, as recommended by the City Attorney and the Risk Management Committee, is hereby approved.

Section 2. That the City Attorney is hereby authorized to pay the sum of \$125,000.00 in settlement of said claims in this lawsuit from funds previously appropriated in Account No. 24-7010-131543-B, Public Official Liability.

..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 Queen
Director of Finance

Approved as to form:

James A. Newell
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230803
Submitted Department/Preparer: Law
Revised 8/3/23

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

Approving a settlement of \$125,000.00 for Lashawnda Jones v. City of Kansas City, Missouri, Case No. 2216-CV13530.

Discussion

Plaintiff brought a lawsuit claiming age discrimination, sex discrimination, race discrimination, and retaliation. The proposed settlement resolves all liability, damages, and the attorney’s fees.

Fiscal Impact

- 1. Is this legislation included in the adopted budget? Yes No
- 2. What is the funding source?
24-7010-131543-618200 – City Legal Expense Fund, Public Official Liability
- 3. How does the legislation affect the current fiscal year?
Decreases available funds by \$125,000.00
- 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?
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

None

Service Level Impacts

None

Other Impacts

1. What will be the potential health impacts to any affected groups?
None

2. How have those groups been engaged and involved in the development of this ordinance?
Not applicable
3. How does this legislation contribute to a sustainable Kansas City?
Not applicable
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to 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.](#)

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

No(Press tab after selecting)

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

No(Press tab after selecting)



File #: 230804

ORDINANCE NO. 230804

Sponsor: Director of the Finance Department

Authorizing the Director of Finance to accept a proposal of Banc of America Public Capital Corp. ("BAPCC") to finance the acquisition of thirteen ambulances and equipment for the Fire Department (Project); estimating revenue and appropriating \$4,999,002.68 in Fund No. 3230, the Equipment Lease Capital Acquisition Fund; authorizing the execution of any and all documents and agreements necessary for the financing; designating requisitioning authorities; authorizing the Director of Finance to close project accounts upon completion; approving lease counsel; and declaring the intent of the City to reimburse itself from the lease purchase proceeds for certain expenditures.

WHEREAS, on June 2, 2020, the voters approved a one-quarter cent (1/4 cent) increase in the Fire Sales Tax, raising the tax from one-quarter cent (1/4 cent) to one-half cent (1/2 cent) for the purpose of meeting the capital needs of the Fire Department. The Fire Department has determined that the replacement of the current fleet of Ambulances is of high priority; and

WHEREAS, the Fire Department plans on replacing twelve ambulances in its current fleet on an annual basis, thus establishing a fleet lifecycle of sixty ambulances over five years. The first twelve ambulances replaced were those with the highest mileage and that contained the most outdated equipment; and

WHEREAS, the City financed the purchase of twelve ambulances pursuant to Ordinance No. 200499 passed by City Council on July 9, 2020 and twelve ambulances pursuant to Ordinance No. 210534 passed by City Council on June 24, 2021 and twelve ambulances pursuant to Ordinance No. 220727 passed by City Council on August 25, 2022; and

WHEREAS, the City desires to finance the fourth purchase cycle of thirteen ambulances through Conrad to replace the current twelve ambulance fleet plus one ambulance replacement from Ordinance No. 200499; and

WHEREAS, the Fire Department will make the purchases through the Mid America Council of Public Purchasing (MACPP) cooperative purchasing contracts, vehicle bid system; and

WHEREAS, the cost of acquisition and implementation of the Project is expected to be financed under the Master Lease Purchase Agreement ("Lease") with BAPCC by up to one (1) draw upon the Lease; and

WHEREAS, the payment of scheduled debt service payments on the draws made under the Lease will be made by annual appropriation of monies from the City's General Municipal Revenues over a successive five (5) year period with the Fire Sales Tax - Capital being the primary source of repayment; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Finance is authorized to accept the proposal of BAPCC for the financing of the Project through up to one draw upon the Lease in an approximate principal amount not to exceed \$4,999,002.68.

Section 2. That the Director of Finance is authorized to execute, deliver and file in the name of the City, the Lease and any and all documents and agreements necessary to complete such financing.

Section 3. That the revenue in the following account of Fund No. 3230, the Equipment Lease Capital Acquisition Fund, is hereby estimated in the following amount:

AL-3230-120000-583000	Lease Proceeds	\$4,999,002.68
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Section 4. That the sum of \$4,999,002.68 is hereby appropriated from the Unappropriated Fund Balance of Fund No. 3230, the Equipment Lease Capital Acquisition Fund. to the following accounts:

AL-3230-237701-E-23FAMB23	Ambulances	\$4,991,002.68
AL-3230-129620-G	Cost of Issuance	<u>8,000.00</u>
	TOTAL	\$4,999,002.68

Section 5. That the Chief of the Fire Department is hereby designated as requisitioning authority for Account No. AL-3230-237701 and that the Director of Finance is hereby designated as requisitioning authority for Account No. AL-3230-129620.

Section 6. That the Director of Finance is hereby authorized to close project accounts, encumbrances and retainage related to the accounts in Section 4, and return the unspent portion to the Fund Balance from which it came upon the earliest of: (i) Project's completion; (ii) final maturity of financing; or (iii) five years after issuance.

Section 7. That the City approves Kutak Rock LLP to serve as Lease Counsel for the City in connection with the financing of the Project.

Section 8. That the City hereby declares its official intent to reimburse itself for certain expenditures made within sixty (60) days prior to or on and after the date of this ordinance with respect to the Project with the proceeds of the lease expected to be drawn from the Lease. The maximum principal of amount of lease proceeds for the Project expected to be financed under the Lease is \$4,999,002.68. This constitutes a declaration of official intent under Treasury Regulation Section 1.150-2.

..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:

Samuel Miller
Assistant City Attorney

ORDINANCE NO. 230804

Authorizing the Director of Finance to accept a proposal of Banc of America Public Capital Corp. ("BAPCC") to finance the acquisition of thirteen ambulances and equipment for the Fire Department (Project); estimating revenue and appropriating \$4,999,002.68 in Fund No. 3230, the Equipment Lease Capital Acquisition Fund; authorizing the execution of any and all documents and agreements necessary for the financing; designating requisitioning authorities; authorizing the Director of Finance to close project accounts upon completion; approving lease counsel; and declaring the intent of the City to reimburse itself from the lease purchase proceeds for certain expenditures.

WHEREAS, on June 2, 2020, the voters approved a one quarter cent (1/4 cent) increase in the Fire Sales Tax, raising the tax from 1/4 cent to one-half cent (1/2 cent) for the purpose of meeting the capital needs of the Fire Department. The Fire Department has determined that the replacement of the current fleet of Ambulances is of high priority; and

WHEREAS, the Fire Department plans on replacing twelve ambulances in its current fleet on an annual basis, thus establishing a fleet lifecycle of sixty ambulances over five years. The first twelve ambulances replaced were those with the highest mileage and that contained the most outdated equipment; and

WHEREAS, the City financed the purchase of twelve ambulances pursuant to Ordinance No. 200499 passed by City Council on July 9, 2020 and twelve ambulances pursuant to Ordinance No. 210534 passed by City Council on June 24, 2021 and twelve ambulances pursuant to Ordinance No. 220727 passed by City Council on August 25, 2022; and

WHEREAS, the City desires to finance the fourth purchase cycle of thirteen ambulances through Conrad to replace the current twelve ambulance fleet plus one ambulance replacement from Ordinance No. 200499; and

WHEREAS, the Fire Department will make the purchases through the Mid America Council of Public Purchasing (MACPP) cooperative purchasing contracts, vehicle bid system; and

WHEREAS, the cost of acquisition and implementation of the Project is expected to be financed under the Master Lease Purchase Agreement ("Lease") with BAPCC by up to one (1) draws upon the Lease; and

WHEREAS, the payment of scheduled debt service payments on the draws made under the Lease will be made by annual appropriation of monies from the City's General Municipal Revenues over a successive five (5) year period with the Fire Sales Tax - Capital being the primary source of repayment; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Finance is authorized to accept the proposal of BAPCC for the financing of the Project through up to two draws upon the Lease in an approximate principal amount not to exceed \$4,999,002.68.

Section 2. That the Director of Finance is authorized to execute, deliver and file in the name of the City, the Lease and any and all documents and agreements necessary to complete such financing.

Section 3. That the revenue in the following account of Fund No. 3230, the Equipment Lease Capital Acquisition Fund, is hereby estimated in the following amount:

AL-3230-120000-583000	Lease Proceeds	\$4,999,002.68
-----------------------	----------------	----------------

Section 4. That the sum of \$4,999,002.68 is hereby appropriated from the Unappropriated Fund Balance of Fund No. 3230, the Equipment Lease Capital Acquisition Fund to the following accounts:

AL-3230-237701-E- 23FAMB23	Ambulances	\$4,991,002.68
AL-3230-129620-G	Cost of Issuance	<u>8,000.00</u>
	TOTAL	\$4,999,002.68

Section 5. That the Chief of the Fire Department is hereby designated *as* requisitioning authority for Account No. AL-3230-237701; and that the Director of Finance is hereby designated as requisitioning authority for Account No. AL-3230-129620.

Section 6. That the Director of Finance is hereby authorized to close project accounts, encumbrances and retainage related to the accounts in Section 4, and return the unspent portion to the Fund Balance from which it came upon the earliest of: (i) Project's completion; (ii) final maturity of financing or (iii) five years after issuance.

Section 7. That the City approves Kutak Rock LLP to serve as Lease Counsel for the City in connection with the financing of the Project.

Section 8. That the City hereby declares its official intent to reimburse itself for certain expenditures made within sixty (60) days prior to or on and after the date of this ordinance with respect to the Project with the proceeds of the lease expected to be drawn from the Lease. The maximum principal of amount of lease proceeds for the Project expected to be financed under the Lease is \$4,999,002.68. This constitutes a declaration of official intent under Treasury Regulation Section 1.150-2.

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.

Director of Finance

Approved as to form and legality:

Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230804

Submitted Department/Preparer: Finance and Fire

Revised 8/3/23

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

The ordinance requests authorization of the Director of Finance to accept a proposal of Banc of America Public Capital Corp. to finance the acquisition of thirteen ambulances and equipment for the Fire Department in the total amount of \$4,999,002.68. The ordinance also authorizes the Director of Finance to execute any documents and agreements necessary to complete the financing, estimates and appropriates borrowed funds, designates requisitioning authority, and authorizes the Director of Finance to close project accounts upon completion of the project. Finally, the ordinance declares the intent of the City to reimburse itself for the purchase of ambulances with the federally tax-exempt borrowed proceeds in compliance with federal treasury regulations.

Discussion

On June 2, 2020 the voters approved a one quarter cent (1/4 cent) increase in the Fire Sales Tax, raising the tax from 1/4 cent to one-half-cent (1/2 cent) for the purpose of meeting the capital needs of the Fire Department. The Fire Department has determined that the replacement of the current fleet of Ambulances is of high priority. The Fire Department plans on replacing twelve ambulances in its current fleet on an annual basis, thus establishing a fleet lifecycle of sixty ambulances over five years.

The City financed the purchase of twelve ambulances pursuant to Ordinance No. 200499 passed by City Council on July 9, 2020 and twelve ambulances pursuant to Ordinance No. 210534 passed by City Council on June 24, 2021 and twelve ambulances pursuant to Ordinance No. 220727 passed by City Council on August 25, 2022. The City desires to finance the fourth purchase cycle of twelve ambulances plus one replacement ambulance damaged from the 2020 Ordinance No. 200499 purchase.

On May 1, 2020, Banc of America Public Capital Corp. was selected as the Master Lease Purchase Agreement (“MLPA”) vendor via a competitive RFP process for a 5-year engagement and approved in Ordinance No. 200273 passed on April 23, 2020. The MLPA sets forth terms, conditions, and contract rates for short-term (no more than 10 years) financings, secured by the assets being financed and the City’s pledge of annually appropriating debt service under the Schedule. The contract rate is based upon current market swap rates and a credit spread. Common terms under the MLPA provide for more efficient financing with lower transactions

costs than a conventional bond issue. The City retains title to the asset during the term of the Schedule as long as there are no events of default under the MLPA.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Fire Sales Tax – Capital (2301) will be used to make annual debt service payments.
3. How does the legislation affect the current fiscal year?
Appropriations to purchase the ambulances will become available for use in the current fiscal year upon passage of this ordinance.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Yes. At a federally tax-exempt interest rate of 5% and aggregate principal amount of 4,999,002.68, debt service will begin in FY 2025 and is expected to average \$1,137,000 per year for 5 years.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
Revenue is generated through the financing mechanism so the City can purchase the ambulances.

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?
Public Safety

3. Which objectives are impacted by this legislation (select all that apply):

- Reduce violent crime among all age groups, placing an emphasis on young offenders
- Evaluate and identify areas of opportunity in the emergency response delivery system to ensure the best possible patient outcome
- Improve the diversity of employee recruitment, succession planning, and retention in the Police and Fire Departments
- Increase effectiveness and efficiencies of operations at Municipal Court and work to achieve the best possible outcomes for those served

Prior Legislation

The City financed the purchase of twelve ambulances pursuant to Ordinance No. 200499 passed by City Council on July 9, 2020, twelve ambulances pursuant to Ordinance No. 210534 passed by City Council on June 24, 2021 and twelve ambulances pursuant to Ordinance No. 220727 passed by City Council on August 25, 2022.

Service Level Impacts

To provide emergency medical services the ability to transport all Advance Life Support (ALS) and Basic Life Support (BLS) patient care to treatment facilities within the Kansas City, MO region and surrounding jurisdictions within the Metropolitan region.

Other Impacts

1. What will be the potential health impacts to any affected groups?
The purchase of new ambulances will allow the City to provide reliable service to residents and visitors.
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?
Newer ambulances will provide more fuel efficiency.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

No – CREO’s review is not applicable.
Please provide reasoning why not:

The Master Lease Purchase Agreement, by which BAPCC is financing the City’s Fleet Vehicles, was submitted to CREO in 2020 for evaluation and CREO set goals at 0%. The lease counsel contract was evaluated at the time it was entered into in 2010 and no goals were assigned.

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

No

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

No



File #: 230813

ORDINANCE NO. 230813

Sponsor: Director of the Finance Department

Establishing Fund No. 8081, the Water Revenue Bond Series 2024A Project Fund, in the records of the City of Kansas City; estimating revenue in the amount of \$93,000,000.00 in Fund No. 8081, the Water Revenue Bond Series 2024A Project Fund, and appropriating the same; designating requisitioning authorities; declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures; authorizing the Director of Finance to close project accounts upon completion; and recognizing an accelerated effective date.

WHEREAS, the City of Kansas City, Missouri (the "City"), is a constitutional charter City and political subdivision duly organized and existing under the laws of the State of Missouri (the "State") and the City's Charter, as amended, approved by the voters for its government (the "Charter"), and owns and operates a revenue producing waterworks system (the "System"); and

WHEREAS, the City desires to make certain additions, extensions and improvements to the System and is authorized under the provisions of the Constitution and statutes of the State and its Charter to issue and sell water revenue bonds for the purpose of providing funds for such purposes, upon obtaining the required voter approval and provided that the principal of and interest on such water revenue bonds shall be payable solely from the revenues derived from the operation of the System; and

WHEREAS, pursuant to such authority, a special bond election was duly held in the City on April 8, 2014 (the "2014 Election"), on the following question:

QUESTION NO. 1

Shall the City of Kansas City, Missouri issue and sell waterworks revenue bonds in the principal amount of \$500,000,000.00 for the purpose of extending and improving the waterworks system of the City including, but not limited to (1) the continued expansion of the water distribution system, (2) replacement of water mains, (3) rehabilitation and expansion of water treatment plants, pump stations, and other water facility improvements, (4) ensuring a reliable water supply to include intake modifications and/or supplemental ground water supplies, and (5) protecting and safeguarding the waterworks system, with the principal and interest of said bonds to be payable solely from the revenues derived by the City from the operation of its

waterworks system, including all future improvements and expansions thereto?

and it was found and determined that more than a simple majority of the qualified electors of the City voting on the question had voted in favor of the issuance of said revenue bonds for the purpose aforesaid, the vote on said question having been 20,330 votes for the question to 5,275 votes against the question; and

WHEREAS, the City has previously issued \$255,805,000.00 of water revenue bonds authorized pursuant to the 2014 Election. \$244,195,000.00 of the water revenue bonds authorized pursuant to the 2014 Election remain unissued and the City proposes to issue additional water revenue bonds (the "Series 2024A Bonds") in the Spring of 2024 to fund \$93,000,000.00 in project costs, costs of issuing the bonds, and credit enhancements if necessary; and

WHEREAS, the planned projects to be funded from the Series 2024A Bonds are outlined in Attachment A to this ordinance which advance appropriates the bond proceeds in order to begin work on the projects as soon as possible; and

WHEREAS, the issuance of the bonds will be authorized in a subsequent ordinance to come before the City Council for approval; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Fund No. 8081 is hereby established as the Water Revenue Bond Series 2024A Project Fund in the records of the City of Kansas City, Missouri.

Section 2. That the revenue in the following account of Fund No. 8081, the Water Revenue Bond Series 2024A Project Fund, is hereby estimated in the following amount:

AL-8081-120000-590000	Bond Proceeds	\$93,000,000.00
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Section 3. That the sum of \$93,000,000.00 is hereby appropriated from the Unappropriated Fund Balance of Fund No. 8081, the Water Revenue Bond Series 2024A Project Fund, to the following account:

AL-8081-807705-611060-80BUDGET	Bond Proceeds	\$93,000,000.00
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Section 4. That the Director of Water Services is designated as requisitioning authority for Account No. AL-8081-807705.

Section 5. That the City Council hereby declares its official intent to reimburse itself for certain expenditures made within sixty (60) days prior to, on, and after the date of this Ordinance with respect to appropriations in Section 3 (the "Appropriation") with the proceeds of bonds expected to be issued by the City. The maximum principal amount of

bonds expected to be issued for the Appropriation is not to exceed \$93,000,000.00. This Section constitutes a declaration of official intent under Treasury Regulation 1.150-2.

Section 6. That the Director of Finance is hereby authorized to close project accounts, encumbrances and retainage related to the accounts in Section 3 and return the unspent portion to the fund balance from which it came upon the earliest of: (i) Project's completion; (ii) final maturity of financing, or (iii) five years after issuance.

Section 7. That this Ordinance is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(C) of the City Charter in that it appropriates money and shall take effect in accordance with that section.

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

Tammy L. Queen
Director of Finance

Approved as to form:

Samuel Miller
Assistant City Attorney

Attachment A - Project List for Water Bond 2024A – as of 09/05/2023 Ordinance 230813

Project Type	Project Name	Contract Type	Estimated Cost	Useful Life (Years)
Facilities	ADA Compliance Improvements (Water Buildings)	Construction	\$ 700,000	30
Distribution	Water Main Replacement - Front St. from Chouteau to Topping	Construction	\$ 1,650,000	100
Distribution	Water Main Replacement - Wornall Rd. from 73rd Ter to 77th St.	Construction	\$ 975,000	100
Transmission	Hardesty and 63rd St. 36" Transmission Replacement	Construction	\$ 1,900,000	100
Facilities	Laboratory Remodel and Building Improvements	CMAR	\$ 17,300,000	30
Transmission	NE Shoal Creek Parkway Transmission Main from Searcy Creek Parkway to NE 76TH	Construction	\$ 5,000,000	100
Facilities	Replace Vertical Wells 1-5	Construction	\$ 8,000,000	25
Distribution	Water Main Replacement Associated with OCP Projects	Construction	\$ 500,000	100
Distribution	Water Main Replacements	Construction	\$ 51,600,000	100
Distribution	Water Main Replacements	Design/Build	\$ 4,400,000	100
Distribution	Water Main Replacement - 40th and Monroe	Construction	\$ 700,000	100
Facilities	Roof Replacement for Various WSD Buildings	Construction	\$ 385,000	25
Total			\$ 93,110,000	



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230813

Submitted Department/Preparer: Finance

Revised 8/3/23

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

The ordinance requests estimating and appropriating proceeds in advance of a sale of Water Revenue Bonds in an amount not to exceed \$93,000,000.00 and recognizing an accelerated effective date for this ordinance.

Discussion

The voters of Kansas City authorized the issuance of \$500 million in water revenue bonds for extensions and improvements to the City's waterworks system. The City has previously issued \$255.8 million of water revenue bonds and there is approximately \$244.2 million of authorization outstanding. The ordinance estimates and appropriates \$93.0 million in advance of the sale of water revenue bonds in the Spring of 2024 that will drawdown against the remaining voted authority.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Estimated revenues from the proceeds of the sale of water revenue bonds.
3. How does the legislation affect the current fiscal year?
The ordinance estimates and appropriates \$93.0 million of bond proceeds for a sale later in the current fiscal year. The estimation and appropriation accounts will be held in a capital project fund with requisitioning authority assigned to the City's Water Services Department.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Estimated annual debt service, based upon an August 2023 analysis by the City's financial advisors, will be about \$6.6 million a year for twenty-five year term totaling approximately \$165 million and will be funded from the net revenues from the water utility.

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

The bonds will require the City to annually set rates and charges of the water revenue system in amounts that will provide a minimum of 1.25X coverage on debt service on all outstanding water revenue bonds including the bonds that will be issued to fund this ordinance.

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

Prior Legislation

Ordinance 140036 dated January 23, 2014 – calling the election for water revenue bond authorization.

Service Level Impacts

Water customer service levels will benefit long-term from projects completed in a timely and efficient manner. Service levels are impacted by a number of factors but the quality of the assets utilized is critical.

Other Impacts

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

Future bond proceeds raised will be used to make improvements to the water distribution system throughout the City which will ensure continued positive health impacts to all citizens and ensure the distribution of safe and clean drinking water.

2. How have those groups been engaged and involved in the development of this ordinance?

Projects to be funded with the proceeds of the bonds are reviewed in conjunction with this ordinance.

3. How does this legislation contribute to a sustainable Kansas City?

It enables the City to make cost effective improvements to the water distribution system that will ensure a high standard of accessible clean water to current and future citizens of KCMO.

4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

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

Please provide reasoning why not:

This ordinance is to advance appropriate funds from a future bond sale. Once those funds are appropriated, the applicable ordinances for the design and construction of the projects utilizing those bond proceeds will have the necessary documents submitted to CREO for each project when the contracts come to City Council for approval.

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

No(Press tab after selecting)

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

No(Press tab after selecting)



File #: 230822

ORDINANCE NO. 230822

Sponsor: Director of the Municipal Court

Authorizing the Court Administrator to enter into an intergovernmental agreement with the Missouri Office of State Courts Administrator for the implementation of the Show-Me-Courts court automation software in the Kansas City Municipal Division of the Circuit Court.

WHEREAS, Section 476.055, RSMo, established the Statewide Court Automation Fund, provided for a court automation committee to administer the fund, and directed the committee to develop and implement a plan for a statewide court automation system; and

WHEREAS, Missouri Supreme Court Operating Rule 1.01 specifies that the Missouri court automation committee has decision-making authority for all aspects of statewide court automation, including policy, technical, financial, and other aspects of statewide court automation; and

WHEREAS, Missouri Supreme Court Operating Rule 4.01 provides that the Missouri statewide court automation system is the uniform record keeping system for the circuit courts and is mandatory as to the form, style, and maintenance of records dealing with civil, criminal, juvenile, probate, mental health, family court, traffic, and municipal cases; and

WHEREAS, Missouri Supreme Court Operating Rule 4.01 further provides that any division of the circuit court may use its existing manual or automated system, and any upgrades approved by the state judicial records committee, until such time as the statewide court automation system is available for implementation in that division; and

WHEREAS, the Office of State Courts Administrator has notified the Kansas City Municipal Division of the 16th Judicial Circuit that the statewide court automation system is available for implementation in the Kansas City Municipal Division; and

WHEREAS, Section 476.056.1(2), RSMo, directs that any city, county, village or other municipality, in order to provide for the automation of its municipal court pursuant to Section 476.055, RSMo, shall enter into an agreement with the state courts administrator for automation of the municipality's court; NOW, THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Court Administrator is authorized to enter into an intergovernmental agreement with the Missouri Office of State Courts Administrator for the implementation of the

Show-Me-Courts court automation software in the Kansas City Municipal Division of the Circuit Court, in substantial form as Exhibit A attached to this ordinance.

..end

Approved as to form:

Andrew Bonkowski
Assistant City Attorney

SHOW ME COURTS AGREEMENT

This document constitutes an Agreement between City of Kansas City (the City) and the Office of State Courts Administrator (OSCA), collectively referred to herein as the “Parties”, for the implementation of the Show-Me Courts (SMC) court automation software. The agreement shall govern the long-term use of the court automation software.

Background: Show-Me Courts is being developed for use as the case management system for the courts in Missouri and when all the current functionality is available in SMC, will replace the Justice Information System (JIS). Updates and new functionality to SMC will be deployed on a regular basis to the courts.

The Office of State Courts Administrator, in coordination with the Missouri Court Automation Committee, agrees to provide:

1. A suite of applications that meet the statutory and Supreme Court rules requirements.
 - a) The applications include, but are not limited to:
 - i. alphabetic indexes;
 - ii. judgment indexes;
 - iii. docket sheets;
 - iv. court calendars;
 - v. public access (Case.net); and
 - vi. automatic case number assignment and the ability to use the citation number as the case number.
 - b) The applications will meet all statistical and financial reporting requirements
 - c) The applications will meet all other reporting requirements.
2. A suite of applications that includes, but is not limited to, the following electronic transfers of data or interfaces:
 - a) Tax Offset Program;
 - b) Debt Collection;
 - c) Electronic Traffic Reporting with Department of Revenue;
 - d) Criminal History Reporting;
 - e) Missouri Victim Automated Notification Service;
 - f) Electronic Filing;
 - g) Electronic Case Import;
 - h) Prosecuting Attorney Portal;
 - i) Track this Case;
 - j) Electronic warrants;
 - k) Interface with PAMS by Rejis; and
 - l) Electronic payments options.
3. Support.
 - a) Help Desk Support will, at a minimum, be available 7:30 am to 5:00 pm Monday through Friday. The Help Desk can be contacted by a toll-free telephone or e-mail. The

Kansas City Municipal Division shall have a dedicated person of contact to handle support issues and the Kansas City Municipal Division shall have immediate access to a real-time Help Desk Support person to assist with emergencies issues during court business hours.

- b) Defect corrections and updates to court automation software will be deployed as soon as they are prioritized, programmed and tested for workability. Deployment notices may be found on the Court Information Center.
 - c) New codes and functionality required by statutory or Supreme Court Rule changes will be deployed for use by the municipal division.
4. Court Staff Training.
 - a) Training materials and the Municipal Clerk Handbook will be provided electronically.
 - b) Training will be provided by video, webinar, by remote assistance, or in person at a location designated by OSCA.
 - c) SMC help instructions will be available from within SMC.
 5. Communications with court.
 - a) OSCA will communicate with the court primarily through e-mail and the Court Information Center. During implementation, conference calls may be scheduled.
 - b) OSCA will provide electronic mail (iNotes) accounts for municipal division staff and judges for e-mail communication.
 6. Back-up of data.
 - a) SMC data is backed up on a regular basis. The back-up schedule may be found on the Court Information Center.
 7. System Maintenance.
 - a) In order to perform routine or emergency maintenance, SMC may not be available. The maintenance schedule may be found on the Court Information Center. To the extent possible, routine or scheduled maintenance should not be conducted during the standard business hours of the municipal division.

The Municipality agrees to:

1. Establish and maintain in effect a local ordinance to assess and collect the Court Automation Fee as required by Section 476.056, RSMo.
2. Provide and install necessary equipment for the implementation of SMC that meets Missouri Court Automation Infrastructure Standards. The Missouri Court Automation Infrastructure Standards may be found on the Court Information Center at <http://www.courts.mo.gov/page.jsp?id=61273>.

The Municipal Division agrees to:

1. Operate its municipal division in accordance with all applicable laws and Supreme Court Rules and standards. Those include, but are not limited to, Rule 37, the Minimum Operating Standards for Missouri Courts, Municipal Divisions, the Code of Conduct for Municipal Division Personnel and Court Operating Rules 2, 4, and 8.
2. Assess and collect the Court Automation Fee for any case disposed of in SMC following the adoption of the ordinance assessing the fee and disburse the Court Automation Fee monthly to the Missouri Court Automation Fund.

3. Automate all case processing activities within SMC when that functionality becomes available and eliminate duplicate manual record keeping.
4. Process all records of conviction on cases sentenced prior to SMC implementation.
5. Enable access to public case information per Court Operating Rule 2 on Case.net within 60 days after going live on SMC or a mutually agreed upon date.
6. Mandate and allow all municipal division personnel to engage in all applicable required training necessary to efficiently and effectively utilize, understand, and operate all SMC functionality.
 - a. Complete the web-based training courses prior to attending training classes.
 - b. Attend scheduled classroom training courses in Jefferson City, if any.
7. Use the OSCA provided e-mail account as the primary communication tool for judicial business
8. The court and each SMC user will adhere to the Automated System Security Guidelines established by the Missouri Court Automation committee. The security guidelines may be found on the Court Information Center.
9. Communicate with local organizations and agencies including, but not limited to, local Missouri bar members, law enforcement, prosecuting attorneys, and public defenders regarding the change to SMC and using state approved charge codes on their citations.

We, the undersigned, have read and accept this agreement as required by Section 476.056 RSMo.

City, by its Authorized Officer

Date

Richard S. Morrissey
Deputy State Courts Administrator

Date

Municipal Division Presiding Judge

Date

Kansas City Municipal Division Court Administrator

Date



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230822

Submitted Department/Preparer: Municipal Court

Revised 8/3/23

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: Court Administrator

Authorizing the Court Administrator to enter into an intergovernmental agreement with the Missouri Office of State Courts Administrator for the implementation of the Show-Me-Courts court automation software in the Kansas City Municipal Division of the 16th Judicial Circuit Court.

Discussion

The purpose of this ordinance is for the City of Kansas City, Missouri and the Kansas City Municipal Division of the Circuit Court comply with Missouri State statute 476.005 and Missouri Supreme Court Rules 1.01 and 4.01 that make it mandatory for the Municipal Court to shift from using its current case management system to using Show-Me-Courts, the statewide court automation system and the specific requirement of Section 476.056.1(2) RSMo for the City to enter an agreement for the implementation with the state courts administrator.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
No funding is required from the City.
3. How does the legislation affect the current fiscal year?
There is no affect.
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?
Public Safety (Press tab after selecting.)
- 3. Which objectives are impacted by this legislation (select all that apply):
 - Reduce violent crime among all age groups, placing an emphasis on young offenders
 - Evaluate and identify areas of opportunity in the emergency response delivery system to ensure the best possible patient outcome
 - Improve the diversity of employee recruitment, succession planning, and retention in the Police and Fire Departments
 - Increase effectiveness and efficiencies of operations at Municipal Court and work to achieve the best possible outcomes for those served
 -
 -

Prior Legislation

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

Service Level Impacts

The statewide court automation system, commonly known as Show Me Courts, is not as technologically advanced or capable as the Municipal Court's current system so the case processing speeds could be affected. However, the move is mandated by the

Missouri Supreme Court. The shift will allow the public to see Kansas City Municipal Court cases filed through Show Me Courts and related public court records on the statewide online system known as Missouri Case.Net.

Other Impacts

1. What will be the potential health impacts to any affected groups?
None
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. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

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

Please provide reasoning why not:

Entering an intergovernmental agreement with a state courts entity to comply with state statues and state supreme court rules.

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

No(Press tab after selecting)

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

No(Press tab after selecting)



File #: 230823

ORDINANCE NO. 230823

Sponsor: Director of the Municipal Court

Amending Chapter 2, Code of Ordinances, by repealing Section 2-1464, and enacting in lieu thereof a new section of like number and subject matter, for the purpose adding a new subsection (h) to authorize an additional surcharge of \$7.00, the Missouri statewide court automation program surcharge, for cases in the Kansas City Municipal Division of the 16th Judicial Circuit to be paid to the State of Missouri for participation in the statewide court automation program.

WHEREAS, Section 476.055, RSMo, established the Statewide Court Automation Fund, provided for a court automation committee to administer the fund, and directed the committee to develop and implement a plan for a statewide court automation system; and

WHEREAS, Missouri Supreme Court Operating Rule 1.01 specifies that the Missouri court automation committee has decision-making authority for all aspects of statewide court automation, including policy, technical, financial, and other aspects of statewide court automation; and

WHEREAS, Missouri Supreme Court Operating Rule 4.01 provides that the Missouri statewide court automation system is the uniform record keeping system for the circuit courts and is mandatory as to the form, style, and maintenance of records dealing with civil, criminal, juvenile, probate, mental health, family court, traffic, and municipal cases; and

WHEREAS, Missouri Supreme Court Operating Rule 4.01 further provides that any division of the circuit court may use its existing manual or automated system, and any upgrades approved by the state judicial records committee, until such time as the statewide court automation system is available for implementation in that division; and

WHEREAS, the Office of State Courts Administrator has notified the Kansas City Municipal Division of the 16th Judicial Circuit that the statewide court automation system is available for implementation in the Kansas City Municipal Division; and

WHEREAS, Section 476.056.1(1), RSMo, requires any city, county, village or other municipality to adopt an ordinance imposing the surcharge in the amount allowed, and payable in the manner provided by Section 488.027, RSMo.; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 2, Code of Ordinances of Kansas City, Missouri, is hereby amended by repealing Section 2-1464, and enacting in lieu thereof a new section of like number and subject matter, to read as follows:

Sec. 2-1464. Additional Costs

(a) *Costs for use in training of law enforcement officers.* In addition to any cost which may be assessed by the municipal division pursuant to statute, ordinance or court rule, in every proceeding filed in the municipal division, for violation of an ordinance, a surcharge of \$2.00 shall be assessed. Such surcharge shall also be assessed in cases in which pleas of guilty are processed in the traffic violations bureau or general violations bureau. No such surcharge shall be collected in any proceeding when the proceeding or defendant has been dismissed by the court, when costs are to be paid by the state, county or municipality, or in cases where the defendant is found by the court to be indigent and unable to pay the surcharge. Such surcharge shall be collected by the Court Administrator and transmitted monthly to the City Treasurer. Funds collected under this subsection shall be used by the city only to pay for the training of peace officers and law enforcement officers as provided by RSMo § 590.140.

(b) *Peace officer standards and training commission fund.* Pursuant to RSMo § 590.140, an additional surcharge in the amount of \$1.00 shall be assessed to be paid to the state treasury to the credit of the peace officer standards and training commission fund. No such surcharge shall be collected in any proceeding in which the proceeding or defendant has been dismissed by the court, when costs are to be paid by the state, county or municipality, or in cases where the defendant is found by the court to be indigent and unable to pay the surcharge. This surcharge shall be collected by the Court Administrator and transmitted monthly as provided by law.

(c) *Costs for use in funding of shelters for battered persons.* In addition to all other court costs for municipal ordinance violations, a surcharge of \$4.00 shall be assessed and used only for the purpose of providing operating expenses for shelters for battered persons as defined in RSMo §§ 455.200—455.230. No such surcharge shall be collected in any proceeding in which the proceeding or defendant has been dismissed by the court, the costs are to be paid by the state, county or municipality, or in cases where the defendant is found by the court to be indigent and unable to pay the surcharge. The surcharge shall be collected by the Court Administrator and transmitted at least monthly to the City Treasurer.

(d) *Costs for use in a court information and records management system.* For each municipal ordinance violation case wherein the defendant pleads guilty or is found guilty, the court shall assess a surcharge in the amount of \$5.00 against the defendant, except in those cases where the defendant is found by the judge to be indigent and unable to pay costs. The surcharge shall be collected by the Court Administrator, transmitted monthly to the City Treasury, and used only for the procurement, installation, maintenance, consulting services, and upkeep of a court information and records management system.

(e) *Costs for use in developing a biometric identification system.* In addition to any cost which may be assessed by the municipal division pursuant to statute, ordinance or court rule, in

every proceeding filed in the municipal division, for violation of an ordinance a surcharge of \$2.00 shall be assessed as costs. Such surcharge shall also be assessed in cases in which pleas of guilty are processed in the traffic violations bureau or general violations bureau. No such surcharge shall be collected in any proceeding when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county or municipality. Such surcharge shall be collected by the Court Administrator and transmitted to the City Treasurer. The City Treasurer shall deposit all such funds generated pursuant to this subsection in an "inmate security fund", which is hereby created. Such funds collected under this subsection shall be used by the city only to pay for the development of biometric identification systems as provided by RSMo § 488.5026.

(f) *Costs for certain specialized courts.* Pursuant to RSMo § 488.2230, an additional surcharge in the amount of \$7.00 for ordinance violations shall be assessed to fund special mental health, drug, and veterans courts, including indigent defense and ancillary services associated with such specialized courts. No such surcharge shall be collected in any proceeding in which the proceeding or defendant has been dismissed by the court, when costs are to be paid by the state, county or municipality, or in cases where the defendant is found by the court to be indigent and unable to pay the surcharge. This surcharge shall be collected by the Court Administrator and transmitted at least monthly to the City Treasurer.

(g) *Costs for municipal courthouse renovation, maintenance, and upkeep.* Pursuant to RSMo § 488.2235, an additional surcharge in the amount of \$5.00 for ordinance violations shall be assessed only to fund the restoration, maintenance and upkeep of the municipal courthouse of the Kansas City Municipal Division of the Sixteenth Judicial Circuit No such surcharge shall be collected in any proceeding in which the proceeding or defendant has been dismissed by the court, when costs are to be paid by the state, county or municipality; or in cases where the defendant is found by the court to be indigent and unable to pay the surcharge. This surcharge shall be collected by the Court Administrator and transmitted at least monthly to the City Treasurer.

(h) *Missouri statewide court automation program surcharge.* In addition to any cost which may be assessed by the municipal division pursuant to statute, ordinance, or court rule, in every proceeding filed in the municipal division for violation of an ordinance, a surcharge of \$7.00 shall be assessed. Such surcharge shall also be assessed in cases in which pleas of guilty are processed in the traffic violations bureau or general violations bureau. Such surcharge shall only be applied in cases disposed of utilizing the statewide court automation system. No such surcharge shall be collected when the proceeding or defendant has been dismissed by the court, when costs are waived, or when costs are to be paid by the City. Such surcharge shall be collected by the Court Administrator and transmitted monthly to the Office of State Court Administrator.

..end

Approved as to form:

Andrew Bonkowski
Assistant City Attorney

COMPARED VERSION
NEW ORDINANCE TO CODE BOOKS

ORDINANCE NO. 230823

Amending Chapter 2, Code of Ordinances, by repealing Section 2-1464, and enacting in lieu thereof a new section of like number and subject matter, for the purpose adding a new subsection (h) to authorize an additional surcharge of \$7.00, the Missouri statewide court automation program surcharge, for cases in the Kansas City Municipal Division of the 16th Judicial Circuit to be paid to the State of Missouri for participation in the statewide court automation program.

WHEREAS, Section 476.055, RSMo, established the Statewide Court Automation Fund, provided for a court automation committee to administer the fund, and directed the committee to develop and implement a plan for a statewide court automation system; and

WHEREAS, Missouri Supreme Court Operating Rule 1.01 specifies that the Missouri court automation committee has decision-making authority for all aspects of statewide court automation, including policy, technical, financial, and other aspects of statewide court automation; and

WHEREAS, Missouri Supreme Court Operating Rule 4.01 provides that the Missouri statewide court automation system is the uniform record keeping system for the circuit courts and is mandatory as to the form, style, and maintenance of records dealing with civil, criminal, juvenile, probate, mental health, family court, traffic, and municipal cases; and

WHEREAS, Missouri Supreme Court Operating Rule 4.01 further provides that any division of the circuit court may use its existing manual or automated system, and any upgrades approved by the state judicial records committee, until such time as the statewide court automation system is available for implementation in that division; and

WHEREAS, the Office of State Courts Administrator has notified the Kansas City Municipal Division of the 16th Judicial Circuit that the statewide court automation system is available for implementation in the Kansas City Municipal Division; and

WHEREAS, Section 476.056.1(1), RSMo, requires any city, county, village or other municipality to adopt an ordinance imposing the surcharge in the amount allowed, and payable in the manner provided by Section 488.027, RSMo.; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 2, Code of Ordinances of Kansas City, Missouri, is hereby amended by repealing Section 2-1464, and enacting in lieu thereof a new section of like number and subject matter, to read as follows:

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(a) *Costs for use in training of law enforcement officers.* In addition to any cost which may be assessed by the municipal division pursuant to statute, ordinance or court rule, in every proceeding filed in the municipal division, for violation of an ordinance, a surcharge of \$2.00 shall be assessed. Such surcharge shall also be assessed in cases in which pleas of guilty are processed in the traffic violations bureau or general violations bureau. No such surcharge shall be collected in any proceeding when the proceeding or defendant has been dismissed by the court, when costs are to be paid by the state, county or municipality, or in cases where the defendant is found by the court to be indigent and unable to pay the surcharge. Such surcharge shall be collected by the Court Administrator and transmitted monthly to the City Treasurer. Funds collected under this subsection shall be used by the city only to pay for the training of peace officers and law enforcement officers as provided by RSMo § 590.140.

(b) *Peace officer standards and training commission fund.* Pursuant to RSMo § 590.140, an additional surcharge in the amount of \$1.00 shall be assessed to be paid to the state treasury to the credit of the peace officer standards and training commission fund. No such surcharge shall be collected in any proceeding in which the proceeding or defendant has been dismissed by the court, when costs are to be paid by the state, county or municipality, or in cases where the defendant is found by the court to be indigent and unable to pay the surcharge. This surcharge shall be collected by the Court Administrator and transmitted monthly as provided by law.

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(d) *Costs for use in a court information and records management system.* For each municipal ordinance violation case wherein the defendant pleads guilty or is found guilty, the court shall assess a surcharge in the amount of \$5.00 against the defendant, except in those cases where the defendant is found by the judge to be indigent and unable to pay costs. The surcharge shall be collected by the Court Administrator, transmitted monthly to the City Treasury, and used only for the procurement, installation, maintenance, consulting services, and upkeep of a court information and records management system.

(e) *Costs for use in developing a biometric identification system.* In addition to any cost which may be assessed by the municipal division pursuant to statute, ordinance or court rule, in every proceeding filed in the municipal division, for violation of an ordinance a surcharge of \$2.00 shall be assessed as costs. Such surcharge shall also be assessed in cases in which pleas of guilty are processed in the traffic violations bureau or general violations bureau. No such surcharge shall be collected in any proceeding when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county or municipality. Such

surcharge shall be collected by the Court Administrator and transmitted to the City Treasurer. The City Treasurer shall deposit all such funds generated pursuant to this subsection in an "inmate security fund", which is hereby created. Such funds collected under this subsection shall be used by the city only to pay for the development of biometric identification systems as provided by RSMo § 488.5026.

(f) *Costs for certain specialized courts.* Pursuant to RSMo § 488.2230, an additional surcharge in the amount of \$7.00 for ordinance violations shall be assessed to fund special mental health, drug, and veterans courts, including indigent defense and ancillary services associated with such specialized courts. No such surcharge shall be collected in any proceeding in which the proceeding or defendant has been dismissed by the court, when costs are to be paid by the state, county or municipality, or in cases where the defendant is found by the court to be indigent and unable to pay the surcharge. This surcharge shall be collected by the Court Administrator and transmitted at least monthly to the City Treasurer.

(g) *Costs for municipal courthouse renovation, maintenance, and upkeep.* Pursuant to RSMo § 488.2235, an additional surcharge in the amount of \$5.00 for ordinance violations shall be assessed only to fund the restoration, maintenance and upkeep of the municipal courthouse of the Kansas City Municipal Division of the Sixteenth Judicial Circuit No such surcharge shall be collected in any proceeding in which the proceeding or defendant has been dismissed by the court, when costs are to be paid by the state, county or municipality; or in cases where the defendant is found by the court to be indigent and unable to pay the surcharge. This surcharge shall be collected by the Court Administrator and transmitted at least monthly to the City Treasurer.

(h) *Missouri statewide court automation program surcharge.* In addition to any cost which may be assessed by the municipal division pursuant to statute, ordinance, or court rule, in every proceeding filed in the municipal division for violation of an ordinance, a surcharge of \$7.00 shall be assessed. Such surcharge shall also be assessed in cases in which pleas of guilty are processed in the traffic violations bureau or general violations bureau. Such surcharge shall only be applied in cases disposed of utilizing the statewide court automation system. No such surcharge shall be collected when the proceeding or defendant has been dismissed by the court, when costs are waived, or when costs are to be paid by the City. Such surcharge shall be collected by the Court Administrator and transmitted monthly to the Office of State Court Administrator.

Approved as to form:

Andrew Bonkowski
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230823

Submitted Department/Preparer: Municipal Court

Revised 8/3/23

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: Court Administrator

Amending Chapter 2, Code of Ordinances, by repealing Section 2-1464, and enacting a new section with the same number and a new subsection (h) authorizing an additional \$7.00 Missouri statewide court automation program surcharge on cases in the Kansas City Municipal Division of the 16th Judicial Circuit to be paid to the State of Missouri for participation in the statewide court automation program.

Discussion

The purpose of this ordinance is for the City of Kansas City, Missouri and the Kansas City Municipal Division of the Circuit Court comply with Missouri State statute 476.005 and Missouri Supreme Court Rules 1.01 and 4.01 that make it mandatory for the Municipal Court to shift from using its current case management system to implement and use Show-Me-Courts, the statewide court automation system and the specific requirement of Section 476.056.1(1) RSMo for the City to adopt an ordinance imposing the surcharge in the amount allowed.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
The surcharge will be on cases filed in the Kansas City Municipal Division of the 16th Judicial Circuit but passes through to the Missouri Statewide Court Automation Fund and is not retained by the Municipal Court or by the City of Kansas City, Missouri.
3. How does the legislation affect the current fiscal year?
There is no affect.

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?

The surcharge will be on cases in the Kansas City Municipal Division of the 16th Judicial Circuit but passes through to the Missouri Statewide Court Automation Fund and is not retained by the Municipal Court or by the City of Kansas City, Missouri.

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?
Public Safety (Press tab after selecting.)

3. Which objectives are impacted by this legislation (select all that apply):

- Reduce violent crime among all age groups, placing an emphasis on young offenders
- Evaluate and identify areas of opportunity in the emergency response delivery system to ensure the best possible patient outcome
- Improve the diversity of employee recruitment, succession planning, and retention in the Police and Fire Departments
- Increase effectiveness and efficiencies of operations at Municipal Court and work to achieve the best possible outcomes for those served
-
-

Prior Legislation

Service Level Impacts

The statewide court automation system, commonly known as Show Me Courts, is not as technologically advanced or capable as the Municipal Court's current system so the case processing speeds could be affected. However, the move is mandated by the Missouri Supreme Court. The additional \$7.00 Missouri statewide court automation program surcharge will be on Municipal Court cases but will pass through to the State of Missouri for the mandatory participation in the statewide court automation program and not retained by the Municipal Court or by the City of Kansas City, Missouri. This additional \$7.00 mandatory surcharge will cause court costs on Municipal Court fines to go from \$45.50 to \$52.50.

Other Impacts

1. What will be the potential health impacts to any affected groups?
None
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. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

No - CREO's review is not applicable (Press tab after selecting)
Please provide reasoning why not:
Authorizing a surcharge on Municipal Court cases to comply with state statues and state supreme court rules.
5. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

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

No(Press tab after selecting)



File #: 230824

ORDINANCE NO. 230824

Sponsor: Councilmember Ryana Parks-Shaw

Directing the Director of Health to utilize \$3,179,931.45 from the Unappropriated Fund Balance of the Health Levy Fund and \$1,720,068.55 from the Unappropriated Fund Balance of the Opioid Program Fund to support the expansion of medically assisted treatment (MAT) programs, Safe Haven beds, and respite beds in Kansas City, Missouri to support the treatment and rehabilitation of individuals recovering from persistent substance use disorder, including those who are unhoused; appropriating \$3,179,931.45 in the Health Levy Fund; appropriating \$1,720,068.55 in the Opioid Program Fund; and designating requisitioning authority.

WHEREAS, substance use disorder contributed to at least 305 deaths in Kansas City, Missouri in 2022; and

WHEREAS the Kansas City metropolitan region had a 22% increase in drug overdose deaths between 2021 and 2022, representing the largest increase of any region in the state; and

WHEREAS, the overdose death rate in Black residents of the Kansas City metropolitan area was nearly two times higher than that of White residents of the Kansas City metropolitan area in 2022; and

WHEREAS, the Kansas City, Missouri City Council has made a commitment to eradicating chronic houselessness; and

WHEREAS, substance use overdoses continue to increase at the state, county, and local levels; and

WHEREAS, medically-assisted treatment is proven to reduce substance use, but is a tool that is underutilized in Kansas City; and

WHEREAS, Safe Haven and respite beds provide low-barrier support for substance use treatment in ways that are not currently available in currently available shelter options; and

WHEREAS, stigma remains as a significant barrier to health care providers offering treatment to those suffering from substance use disorder; and

WHEREAS, persistent racial and ethnic inequities exist, with respect to access to substance use treatment, necessitating improved peer support and outreach efforts; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. The Kansas City Health and Housing Departments shall collaborate to expand respite care, Safe Haven beds, and medically assisted treatment clinics throughout Kansas City, Missouri, using the competitive bid process.

Section 2. That all healthcare providers in Kansas City, Missouri be offered training to improve awareness and build skills toward becoming administrators of medically assisted treatment for substance use disorder.

Section 3. That peer outreach and support initiatives shall be leveraged and expanded to reduce inequities in access to substance use treatment and care.

Section 4. That expansions in access to services are sustained through the pursuit of diverse funding streams and mechanisms.

Section 5. That the sum of \$3,179,931.45 is hereby appropriated from the Unappropriated Fund Balance of the Health Levy Fund in the following account:

24-2330-503333-B	Substance Use Treatment	\$3,179,931.45
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Section 6. That the sum of \$1,720,068.55 is hereby appropriated from the Unappropriated Fund Balance of the Opioid Program Fund in the following account:

24-2331-502390-B	Opioid Settlements	\$1,720,068.55
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Section 7. That the Director of Health is hereby designated as requisitioning authority for Account Nos. 24-2330-503333 and 24-2331-502390 and is authorized to expend the sums of \$3,179,931.45 and \$1,720,068.55 from funds heretofore appropriated to the accounts.

..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:

Joseph A. Guarino
Assistant City Attorney

No
Docket
Memo
Provided
For
Ordinance
230824



File #: 230828

ORDINANCE NO. 230828

Sponsor: Councilmember Melissa Patterson-Hazley

Directing the Director of Housing and Community Development to negotiate and execute a funding agreement with Community Builders of Kansas City in the amount of \$850,000.00 for the purpose of completing renovations to Ivanhoe Gardens Apartments; appropriating \$850,000.00 from the Unappropriated Fund Balance of the Shared Success Fund; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the City established the Shared Success Fund in the Second Committee Substitute for Ordinance No. 160383, As Amended, to fund qualified redevelopment projects in economically distressed areas of the City in need of benefits derived from economic development; and

WHEREAS Ordinance No. 160383 requires fund recipients to be located in a severely distressed census tract that has continually maintained such status for not less than ten (10) years immediately prior to the effective date of the request; and

WHEREAS, Community Builders of Kansas City (“CBKC”) desires to complete necessary renovations to the Ivanhoe Gardens Apartments within the City (the “Project”) in order to preserve affordable housing for its residents; and

WHEREAS, Ivanhoe Gardens Apartments is located within Qualified Census Tract No. 29095005500 (also known as 55.00), which has been designated as a qualified tract since at least 2009 by the federal Department of Housing and Urban Development; and

WHEREAS, Ivanhoe Gardens Apartments operates almost exclusively on funds provided by the Department of Housing and Urban Development and primarily houses Kansas Citians whose income falls at or below 50% of the area median family income (“AMFI”); and

WHEREAS, the Project serves a predominantly public municipal purpose because the completion of the Project promotes economic development in the area of the City where Ivanhoe Gardens is located and aligns with the City’s goals to promote, preserve, and create long-term affordable housing for very low-, low-, and moderate-income households; and

WHEREAS, the City Council desires to use the Shared Success Fund to expedite funding of the Project for the purposes of preserving affordable rental housing within the City and for the public purposes enumerated herein;

WHEREAS, through the assistance of Shared Success Fund dollars, CBKC will have the necessary funding to complete the Project and will rescind its application for assistance through the Housing Trust Fund; NOW THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Housing and Community Development is hereby directed to negotiate and enter into a funding agreement with Community Builders of Kansas City in amount not to exceed \$850,000.00, for the purpose of completing renovations to Ivanhoe Gardens Apartments and in compliance with all applicable City contract requirements.

Section 2. That the sum of \$850,000.00 is hereby appropriated from the Unappropriated Balance of the Shared Success Fund to the following account:

24-2590-552100-B	Multi-Family Housing	\$850,000.00
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Section 3. That the Director of Housing and Community Development is hereby designated as requisitioning authority for Account No. 24-2590-552100.

Section 4. That this ordinance is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(C) of the City Charter in that it appropriates money, and shall take effect in accordance with that section.

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

Tammy L. Queen
Director of Finance

Approved as to form:

Samuel Miller
Assistant City Attorney

No
Docket
Memo
Provided
For
Ordinance
230828



File #: 230719

ORDINANCE NO. 230719

Sponsor: Director of the Finance Department

Amending Ordinance No. 230171 by repealing Section 1 and enacting in its place a new Section 1 adjusting tax levy rates for the General Fund, Health Levy Fund, General Debt and Interest Fund, and Museum Special Revenue Fund, and recognizing this ordinance as having an accelerated effective date.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That Ordinance No. 230171 is hereby amended by repealing Section 1 and enacting a new Section 1 in its place to read as follows:

Section 1. That taxes for Fiscal Year 2023-24, commencing on the first day of May, 2023, in the total amount of one dollar seventy-one and eighteen hundredth cents (\$1.7118) per hundred dollars, shall be and are levied on all property within the City subject to taxation on January 1, 2023, under the Constitution and laws of the State of Missouri, both real and tangible personal, subject to the provisions contained in Section 2 of this ordinance, as follows:

FIRST: A general tax of sixty and seventy-four hundredth cents (\$0.6074) on each hundred dollars of the assessed valuation of all such taxable property is levied and imposed for municipal operating purposes, to be credited to the General Fund.

SECOND: A general tax of sixty and seventy-six hundredth cents (\$0.6076) on each hundred dollars of assessed valuation of all such taxable property is levied and imposed for municipal operating expenses for hospitals and public health purposes, to be credited to the Health Fund.

THIRD: The Council, pursuant to authority granted under Section 92.031, RSMo, in the alternative, elects to levy and impose a tax for debt service of forty-eight cents (\$0.4800) on each hundred dollars of assessed valuation of all such taxable property, which tax is necessary for the maintenance of the General Debt and Interest Fund for the redemption of the outstanding general obligation bonds of the City maturing in Fiscal Year 2023-24 and for the payment of all interest becoming due and payable in Fiscal Year 2023-24, on the entire outstanding general obligation bond indebtedness of the City, except indebtedness upon which

the principal and interest are payable or budgeted for payment from other funds of the City.

FOURTH: A general tax of one and sixty-eight hundredth cents (\$0.0168) on each hundred dollars of the assessed valuation of all such taxable property is levied and imposed for municipal museum purposes, to be credited to the Museum Special Revenue Fund.

Section B. That this ordinance relating to setting the annual levy rates for taxation of real and tangible personal property is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(G) of the City Charter and shall take effect in accordance with Section 503, City Charter.

..end

I hereby certify that the levy specified in the THIRD paragraph of new Section 1 in Section A of the foregoing ordinance is necessary for the maintenance of the General Debt and Interest Fund for the payment of principal and interest on the outstanding general obligation bond indebtedness of Kansas City, as stated therein.

Tammy L. Queen
Director of Finance

Approved as to form:

Sam Miller
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: **230719** Click on the number to enter TMP-#.

Submitted Department/Preparer: Finance

Revised 8/3/23

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

To amend Ordinance No. 230171 which set the levy rates on tangible real and personal property located in the city to generate revenue for the General Fund, Health Fund, Museum Special Revenue Fund and General Debt and Interest Fund in connection with the FY2023-24 Adopted Budget.

Discussion

Ordinance No. 230171 set the levy rates on tangible real and personal property located in the City with the FY2023-24 adopted budget. The estimated levy rates used for budget formulation were based on prior year assessed values from the four counties in which the City is located.

During the summer each county provides revised certified assessed valuations. These revised values are used to complete the state levy certification process. The purpose of the levy certification process is to ensure that no jurisdiction receives a windfall or experience a shortfall due to changes in assessed valuation in accordance with the Hancock Amendment to the Missouri Constitution. The levy certification forms must be delivered to the County Clerks no later than October 1 each year. The calculated levies for FY23-24 are described below.

The final levy rates will be calculated and provided via a proposed committee substitute for this ordinance. Taxes for fiscal year 2023-24, commencing on first day of May 2023, in the total amount of \$X.XXXX per \$100, shall be levied upon all property within the City subject to taxation on January 1, 2023, under the Constitution and laws of the State of Missouri for both real and tangible property.

A general tax of XX.XX cents on each \$100 for the assessed valuation of all such taxable property is levied and imposed for municipal operating purposes to be credited to the General Fund.

A general tax of XX.XX cents on each \$100 of the assessed valuation of all such taxable property is levied and imposed for municipal operating expenses for hospitals and public health to be credited to the Health fund.

A general tax of XX.XX cents on each \$100 of the assessed valuation of all such taxable property is levied and imposed for purposes of paying debt service on outstanding general obligation bonds of the City.

A general tax of XX.XX cents on each \$100 of the assessed valuation of all such taxable property is levied and imposed for purposes for municipal museum purposes, to be credited to the Museum Special Revenue Fund.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Property tax revenues to be collected in the General Fund, Health Fund, General Debt & Interest Fund, and Museum Fund in various revenue accounts.
3. How does the legislation affect the current fiscal year?
Increases estimates for property tax collections by \$ XXXXX
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
No, the estimate does not impact future fiscal years.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
Yes, the legislation generates property tax revenue for the current year.

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 legislation is for the purpose of levying taxes to support revenue generation in the General Fund, Health Fund, General Debt and Interest Fund, and Museum Fund.

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

230171

Service Level Impacts

Property tax collections significantly impact the City's ability to provide services. The general levy revenue is used to support basic services provided by the City such as public safety, road repair and emergency response. Revenues generated from the debt levy are used to meet the City's general debt obligations. Revenues generated from the health levy are dedicated to the health fund which supports care for the indigent. Revenues generated from the museum levy are used to support the Kansas City Museum.

Other Impacts

1. What will be the potential health impacts to any affected groups?
Property taxes collected from the health levy are dedicated to the health fund and used to pay expenditures related to healthcare for the indigent and support Health Department programs.
2. How have those groups been engaged and involved in the development of this ordinance?
The City's budget office holds annual budget meetings with the community to gain insight about citizen's priorities. The revenue generated from property taxes will support the City's adopted

budget. In addition, the Finance, Governance and Public Safety Committee hearing will serve as the public hearing on the setting of property tax rates and provide an opportunity for comment by interested parties.

3. How does this legislation contribute to a sustainable Kansas City?

The revenue generated from this legislation allows the City to meet its debt obligations as well as provide funding for the basic services provided by the City. This legislation also generates funds to provide healthcare services for the indigent.

4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

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

Please provide reasoning why not:

Not applicable, the ordinance levies property taxes

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

No(Press tab after selecting)

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

No(Press tab after selecting)

ORDINANCE NO 230719

Amending Ordinance No. 230171 by repealing Section 1 and enacting in its place a new Section 1 adjusting tax levy rates for the General Fund, Health Levy Fund, General Debt and Interest Fund, and Museum Special Revenue Fund, and recognizing this ordinance as having an accelerated effective date.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That Ordinance No. 230171 is hereby amended by repealing Section 1 and enacting a new Section 1 in its place to read as follows:

Section 1. That taxes for Fiscal Year 2023-24, commencing on the first day of May, 2023, in the total amount of one dollar seventy-one and eighteen hundredth cents (\$1.7118) per hundred dollars, shall be and are levied on all property within the City subject to taxation on January 1, 2023, under the Constitution and laws of the State of Missouri, both real and tangible personal, subject to the provisions contained in Section 2 of this ordinance, as follows:

FIRST: A general tax of sixty and seventy-four hundredth cents (\$.6074) on each hundred dollars of the assessed valuation of all such taxable property is levied and imposed for municipal operating purposes, to be credited to the General Fund.

SECOND: A general tax of sixty and seventy-six hundredth cents (\$.6076) on each hundred dollars of assessed valuation of all such taxable property is levied and imposed for municipal operating expenses for hospitals and public health purposes, to be credited to the Health Levy Fund.

THIRD: The Council, pursuant to authority granted under Section 92.031, RSMo, in the alternative, elects to levy and impose a tax for debt service of forty-eight cents (\$.4800) on each hundred dollars of assessed valuation of all such taxable property, which tax is necessary for the maintenance of the General Debt and Interest Fund for the redemption of the outstanding general obligation bonds of the City maturing in Fiscal Year 2023-24 and for the payment of all interest becoming due and payable in Fiscal Year 2023-24, on the entire outstanding general obligation bond indebtedness of the City, except indebtedness upon which the principal and interest are payable or budgeted for payment from other funds of the City.

FOURTH: A general tax of one and sixty-eight hundredth cents (\$.0168) on each hundred dollars of the assessed valuation of all such taxable property is levied and imposed for municipal museum purposes, to be credited to the Museum Special Revenue Fund.

Section B. That this ordinance relating to setting the annual levy rates for taxation of real and tangible personal property is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(G) of the City Charter and shall take effect in accordance with Section 503, City Charter.

I hereby certify that the levy specified in the THIRD paragraph of new Section 1 in Section A of the foregoing ordinance is necessary for the maintenance of the General Debt and Interest Fund for the payment of principal and interest on the outstanding general obligation bond indebtedness of Kansas City, as stated therein.

Tammy L. Queen
Director of Finance

Approved as to form:

Sam Miller
Assistant City Attorney



File #: 230742

ORDINANCE NO. 230742

Sponsor: Mayor Quinton Lucas

Amending Chapter 2, Code of Ordinances of Kansas City, Missouri, Article XIV, Budgetary and Financial Policies, Division 1, Financial Planning Policies, by repealing Section 2-1957, Capital asset rating system, and enacting a new Section 2-1957 in lieu thereof relating to the Capital Asset Rating System and City-wide Funding of Infrastructure Projects.

WHEREAS, Committee Substitute for Resolution No. 160951 stated the City Council's intention regarding the use of up to \$800 million in general obligation bond proceeds and directed the City Manager to annually include in the City's five-year business plan a recommendation on the amount of bonds to issue each year and specific projects to be funded; and

WHEREAS, in a Special Election called on April 4, 2017, the voters of the City of Kansas City, Missouri approved the issuance of general obligation bonds for Question 1 to be used for funding Streets, Bridges, and Sidewalks, Question 2 to be used for Flood Control and Question 3 to be used for Public Buildings in a total amount up to \$800 million to be issued over the course of 20 years; and

WHEREAS, in order to extend the life of the bond program, it is essential to level out spending over the next fifteen years; and

WHEREAS, capital infrastructure can have a significant effect or improvement on the quality of life of the City's neighborhoods by providing fair, transparent, and equitable services; and

WHEREAS, without world class infrastructure the City's economic prosperity, sustainability, equity and community health is at risk; and

WHEREAS, the City Council has a desire to ensure citywide-funded capital improvement projects are fairly assessed through a rating system to evaluate the impact such projects will have, NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 2, Code of Ordinances of the City of Kansas City, Missouri, Article XIV, Budgetary and Financial Policies, Division 1, Financial Planning Policies, Section

2-1957, Capital asset rating system, is hereby amended by repealing existing Section 2-1957 and enacting in lieu thereof a new Section 2-1957 to read as follows:

Sec. 2-1957. Capital asset rating system.

(a) *Definitions.*

- (1) As used in this section, “project” shall mean any infrastructure project that receives funding from a City Department or a codified quasi-governmental agency, special district, board, commission, or committee responsible for disbursing citywide funds for infrastructure improvements.

(b) *Policy.*

- (1) Establishing a policy for assigning a numerical score to citywide-funded capital projects as part of the annual capital improvements budgeting process. It is the intent of the City Council that all citywide-funded projects shall be evaluated based on the criteria set forth within this Section and that projects with high numerical scores shall be prioritized. If a quasi-governmental agency, special district, board, commission, or committee responsible for disbursing funds for infrastructure projects has not developed a numerical scoring system, it is the intent of the City Council that such body shall consider the criteria set forth herein to evaluate any recommendation or decision related to infrastructure projects.
- (2) The citywide funded capital scoring criteria will include, but not be limited to, the following factors:
- a. *Condition.* The project improves the existing condition, reliability and longevity of an asset and its ability to meet the basic level of service it provides. The project will avoid the potential failure of the asset due to substandard conditions.
 - b. *Safety.* The project will reduce potential hazards to the public and/or employees.
 - c. *Equity.* The project will improve an asset in the neighborhoods and for residents that have been historically and institutionally under-served, including low income and predominantly minority census tracts and zip codes.
 - d. *Sustainability.* The project will implement portions of any environmental sustainability plan adopted by the city.
 - e. *Use.* A determination of how many people and/or jobs will be positively impacted by the project.

- f. *Project readiness and leverage.* Project timing and ability to leverage outside funding.
- g. *Economic activity and community investment.* Project will improve access to activity and economic centers; or was requested by the community via the public improvements advisory committee process; or is located within one-half mile of an affordable housing development

(c) *Asset categories.* To ensure that comparison is conducted between similar types of projects, the capital improvement program projects shall be separated by asset type and/or predominate funding source. Project categories shall include the following asset categories:

(1) *Business type activity assets.*

- a. Stormwater.
- b. Water.
- c. Sewer.

(2) *Mobility assets.*

- a. Roadways.
- b. Bicycle facilities.
- c. Bridges.
- d. Sidewalks.
- e. ADA improvements.

(3) City buildings, including but not limited to operational facilities, community centers, convention facilities.

(4) Park amenities and cultural assets, including park structures, pools, sports complexes, fountains, trees, cultural facilities.

(5) Street and pedestrian lighting and traffic and pedestrian signals.

(d) *Authority.* The authority to annually recommend a scored and prioritized list of capital projects to the city council for adoption is hereby delegated to the finance department as part of the annual submission of the five-year financial plan.

..end

Approved as to form:

Samuel Miller
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230742

Submitted Department/Preparer: Mayor/Council's Office

Revised 8/3/23

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

Amending Chapter 2, Code of Ordinances of Kansas City, Missouri, Article XIV, Budgetary and Financial Policies, Division 1, Financial Planning Policies, by repealing Section 2-1957, Capital asset rating system, and enacting a new Section 2-1957 in lieu thereof relating to the Capital Asset Rating System and City-wide Funding of Infrastructure Projects.

Discussion

This legislation does not have a fiscal impact.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
N/A
3. How does the legislation affect the current fiscal year?
N/A
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
N/A
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

Additional Discussion (if needed)

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?
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

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?
The rating system has a health equity section, if the rating system is followed, it takes into account health impacts to certain areas of the population.
2. How have those groups been engaged and involved in the development of this ordinance?
The health department and the equity officer was consulted in developing the capital asset rating system.
3. How does this legislation contribute to a sustainable Kansas City?
The capital asset rating system looks at sustainability as part of its rating system.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.
5. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No
6. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No



File #: 230744

ORDINANCE NO. 230744

Sponsor: Mayor Quinton Lucas

Appropriating \$14,750,000.00 from the Unappropriated Fund Balance of the General Obligation Bond Series 2024A Q1-22 Project Fund; designating requisitioning authority; directing the Director of Parks and Recreation to find additional funding to cover any shortfalls in the cost of these repairs and improvements to the Aquatic Facilities; declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures; authorizing the Director of Parks and Recreation to allocate appropriated funds; authorizing the Director of Finance to close project accounts; and recognizing this ordinance as having an accelerated date.

WHEREAS, pursuant to General Obligation Bond Law, a special election was also duly held in the City on Tuesday, November 8, 2022 (the "2022 Election"), on the question of whether to issue general obligation bonds of the City in an amount not to exceed \$125,000,000.00 for the purpose of paying for the acquisition, construction, renovation, improvement, equipping, and furnishing of City parks, recreation, and entertainment facilities (the "Parks and Entertainment Facilities Question"); and

WHEREAS, pursuant to Ordinance No. 220918, As Amended, the total amount for the citywide allocation of city parks projects is \$20 million and the total amount for the in-district allocations is \$60 million with \$10 million for each council district; and

WHEREAS, Ordinance No. 230184, As Amended, established the General Obligation Series 2023 Bond Fund in the amount of \$40,600,000.00 which included \$5.25 million for the citywide allocation of parks projects; and

WHEREAS, the City of Kansas City has 27 aquatic facilities that offer various water-recreational activities within the aquatics system and within that system, there are 11 outdoor pools, 13 spray grounds, and 3 indoor pools; and

WHEREAS, on August 10, 2023, a consultant presented to the Council the City's Aquatics Master plan that developed options for the City's aquatics system that will meet community needs now and in the future while maximizing operational and financial stability; and

WHEREAS, the Council also believes that aquatics facilities should be affiliated with a community center whenever it is possible so the recreation offerings at the City's community

centers will also include pool/water activities to maximize the use of the City’s community centers; and

WHEREAS, City Council has a desire to acknowledge and respect the historical value of Swope Park Swimming Pool; and

WHEREAS, the current estimated cost to repair or replace the following facilities: Blue Valley Park Spray Park, Brush Creek Community Center Pool, Budd Park Pool, Central Park Spray Park, Douglas Park Spray Park, Garrison Square Park Spray Park, Gillham Park Spray Park, Gorman Pool, Gregg/Klice Community Center Pool, Grove Park Pool, Harmony Park Spray Park, Line Creek Community Center Pool, Longview Tract Spray Park, Loose Park Spray Park, Lykins Square Spray Park, Parade Park Spray Park, Seven Oaks Spray Park, Spring Valley Spray Park, Sunnyside Park Spray Park, The Bay Water Park, The Springs Aquatic Center, Tony Aguirre Community Center Pool, Jarboe Park Pool, Swope Park Pool, and Arbor Villa Pool is \$19,540,455.00 and the Parks Department currently has \$14,750,000.00 in its 2023-24 bond proceeds budget; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Fund No. 3824 is hereby established as the General Obligation Bond Series 2024A Q1-22 Project Fund in the records of the City of Kansas City, Missouri.

Section 2. That the revenues in the following account of Fund No. 3824, the General Obligation Bond Series 2024A Q1-22 Project Fund, is hereby estimated in the following amounts:

AL-3824-120000-590000	Bond Proceeds	\$14,750,000.00
-----------------------	---------------	-----------------

Section 3. That the sum of \$14,750,000.00 is hereby appropriated from the Unappropriated Fund Balance of Fund No. 3824, the General Obligation Bond Series 2024A Q1-22 Project Fund to the following accounts:

AL-3824-707567-B-70240074	Facilities	\$13,250,000.00
AL-3824-707567-B-70240075	Swope Park Pool Historic Preservation	<u>1,500,000.00</u>
	TOTAL	\$14,750,000.00

Section 4. That the Director of Parks and Recreation is designated as the requisitioning authority for Account No. AL-3824-708409-B, and AL-3824-707567-B.

Section 5. That the Director of Parks and Recreation shall find additional funding in the Parks Department’s fund balance, deferred maintenance account, CIP budget request, PIAC funding, or in-district bond proceeds to cover any shortages in the cost of these repairs and improvements to the Aquatic Facilities.

Section 6. That the City Council hereby declares its official intent to reimburse itself for

certain expenditures made within sixty (60) days prior to or on and after the date of this Ordinance with respect to appropriations in Section 3 (the “Appropriations”) with the proceeds of bonds expected to be issued by the City. The maximum principal amount of bonds expected to be issued for the Appropriation is not to exceed \$14,750,000.00. This constitutes a declaration of official intent under Treasury Regulation 1.150-2.

Section 7. That the Director of Finance is hereby authorized to close project accounts, encumbrances and retainage related to the accounts in Section 3 and return the unspent portion to the fund balance from which it came upon the earliest of: (i) Project’s completion; (ii) final maturity of financing, or (iii) five years after issuance.

Section 8. That this ordinance, relating to the design, repair, maintenance or construction of a public improvement, is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(D) of the City Charter and shall take effect in accordance with Section 503, City Charter

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

Tammy L. Queen
Director of Finance

Approved as to form:

Lana K. Torczon
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Mayor/Council's Office

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

Executive Summary

Appropriating \$14,750,000 from the Unappropriated Fund Balance of the General Obligation Bond Series 2024A Q1-22 Project Fund, designating requisitioning authority, declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures, and authorizing the Director of Finance to close project accounts; and recognizing this ordinance as having an accelerated effective date.

Discussion

GO Bond funds in the amount of \$14,750,000.00 will be used for Aquatic repairs, upgrades and replacements for aquatic facilities as needed, including the possible relocation of the Swope Pool to the grounds of the Southeast Community Center. The City of Kansas City Parks and Recreation Department has 27 aquatic facilities that offer various water-recreational activities within the aquatics system. Within that system, there are 11 outdoor pools, 13 spraygrounds, and 3 indoor pools

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

2024 - 2027 General Obligation Bond

3. How does the legislation affect the current fiscal year?

Legislation authorizes \$14,750,000 from general obligation bonds for pool repair and some replacements.

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

This will impact the years 2024-2027 General Obligation Bond.

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

The legislation authorizes funds to Aquatic facilities in the system with upgrades to pools which will generate revenue through admission fee.



City of Kansas City, Missouri

Docket Memo

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

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

Ordinance No. 230529 directed the City Manager to use GO Bond Funds to restore and renew the Jarboe Park pool. Ordinance No. 220918, As Amended, stated that the total amount for the citywide allocation of city parks projects is \$20 million and the total amount for the in-district allocations is \$60 million with \$10 million for each council district. Ordinance No. 230184, As Amended, established the General Obligation Series 2023 Bond Fund in the amount of \$40,600,000 which included \$5.25 million for the citywide allocation of city parks projects.

City of Kansas City, Missouri

Docket Memo

Service Level Impacts

This legislation will allow for much needed improvements to existing aquatic facilities service areas.

Other Impacts

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

The aquatic improvements will provide recreation opportunities for residents and will have positive health impacts to the residents.

2. How have those groups been engaged and involved in the development of this ordinance?

Open house meetings, online surveys, social pinpoint, stakeholder meetings and meetings at Westside and Arbor Villa Neighborhood. Community and stakeholder meetings, phone calls, and email correspondence.

3. How does this legislation contribute to a sustainable Kansas City?

This legislation will authorize funds to upgrade an aging Aquatic facilities sytem. The improvements will substainally reduce water consumption comparing to the old pool, promoting environmental sustainability and organizational sustaninability.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

No

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

N/A