



Agenda

Neighborhood Planning and Development Committee

Lee Barnes Jr., Chair
Andrea Bough, Vice Chair
Dan Fowler
Brandon Ellington
Teresa Loar

Wednesday, February 8, 2023

1:30 PM

26th Floor, Council Chamber

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

PUBLIC OBSERVANCE OF MEETINGS

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

Any closed session may be held via teleconference.

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

Applicants and citizens wishing to participate have the option of attending each meeting or they may do so through the videoconference platform ZOOM, using this link:

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

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

Director of Health

[230093](#)

Sponsor: Director of the Health Department

Accepting and approving a one-year partial grant award in the amount of \$772,794.00 from the U.S. Department of Health and Human Services to provide funding for Ryan White Part A and Minority AIDS Initiative services in Kansas City, Missouri.

Attachments: [Ryan White Part A-MAI Partial FY23 - Docket Memo](#)
[Ryan White Part A-MAI Partial FY23 - Budget](#)

Director of Health

230094 Sponsor: Director of the Health Department

Accepting and approving a twelve-month \$1,581,818.00 grant with the Missouri Department of Health and Senior Services to provide funding for HIV case management services in Kansas City, Missouri; estimating and appropriating \$1,282,559.00 in the Health Grants Fund; and designating requisitioning authority.

Attachments: [HIV Case Management FY23 - Docket Memo](#)
[HIV Case Management FY23 - Budget](#)

Director of Health

230095 Sponsor: Director of the Health Department

Accepting and approving a one-year \$423,416.00 grant award from the Missouri Department of Health and Senior Services to provide funding for HIV prevention and risk reduction services in the Kansas City, Missouri area.

Attachments: [HIV Prevention FY23 - Docket Memo](#)
[HIV Prevention FY23 - Budget](#)

Director of Finance

230117 Sponsor: Director of the Finance Department

Consenting to the rate of front foot special assessment to be levied by the Union Hill Special Business District; consenting to the proposed uses of the revenues produced therefrom; estimating and appropriating revenue in the amount of \$80,000.00 in the Union Hill Special Business District Fund; re-estimating and re-appropriating the remaining uncollected revenues and unexpended and unencumbered appropriations to the 2023-24 Fiscal Year; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

Attachments: [Union Hill SBD Docket Memo](#)

Barnes Jr.

[230124](#) Sponsor: Councilmember Lee Barnes, Jr.

Amending Chapter 88, Code of Ordinances, by repealing Section 88-354, Medical Marijuana Facilities, and enacting in lieu thereof a new section of like number and subject matter to allow for medical and non-medical marijuana facilities as authorized by Article XIV, Sections 1 and 2 of the Missouri Constitution; amending Sections 88-805-04-P, Office; 88-805-04-V, Retail Sales; 88-805-B, Manufacturing, Production and Industrial Services; and 88-805-06, Agricultural Use Group, to allow for non-medical marijuana uses; and amending Section 88-810 by adding and inserting definitions applicable to marijuana uses.

Attachments: [230124 Marijuana Ch 88 Docket Memo](#)

HELD IN COMMITTEE

Lucas

[220961](#) Sponsor: Mayor Quinton Lucas

Amending Chapter 88, Code of Ordinances, by enacting new Sections 88-424-01 through 88-424-11, Tree Preservation and Protection; and amending Section 88-810 by adding and inserting definitions applicable to this new code section.

Attachments: [No Fact Sheet](#)

Director of Health

[230044](#) Sponsor: Director of the Health Department

Approving a \$600,000.00 contract, using previously appropriated funds, with Mattie Rhodes Center to assemble a Hispanic Outreach Team in the Kansas City area; and authorizing the Director of Health to extend the term of the contract or increase the total contract dollar amount upon need and appropriation without further Council approval.

Attachments: [Hispanic Outreach Team Contract FY23 - Docket Memo](#)
[5082230091 Goal & Nondiscrimination Review-signed \(2\)](#)

ADDITIONAL BUSINESS

1. There may be a general discussion regarding current Neighborhood Planning and Development Committee issues.

2. Closed Session

- Pursuant to Section 610.021 subsection 1 of the Revised Statutes of Missouri to discuss legal matters, litigation, or privileged communications with attorneys;
- Pursuant to Section 610.021 subsection 2 of the Revised Statutes of Missouri to discuss real estate;
- Pursuant to Section 610.021 subsections 3 and 13 of the Revised Statutes of Missouri to discuss personnel matters;
- Pursuant to Section 610.021 subsection 9 of the Revised Statutes of Missouri to discuss employee labor negotiations;
- Pursuant to Section 610.021 subsection 11 of the Revised Statutes of Missouri to discuss specifications for competitive bidding;
- Pursuant to Section 610.021 subsection 12 of the Revised Statutes of Missouri to discuss sealed bids or proposals; or
- Pursuant to Section 610.021 subsection 17 of the Revised Statutes of Missouri to discuss confidential or privileged communications with auditors.

3. Those who wish to comment on proposed ordinances can email written testimony to public.testimony@kcmo.org. Comments received will be distributed to the committee and added to the public record by the clerk.

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

- Livestream on the city's website at www.kcmo.gov
- Livestream on the city's YouTube channel at <https://www.youtube.com/watch?v=3hOuBlg4fok>
- Watch Channel 2 on your cable system. The channel is available through Time Warner Cable (channel 2 or 98.2), AT&T U-verse (channel 99 then select Kansas City) and Google Fiber on Channel 142.
- To watch archived meetings, visit the City Clerk's website and look in the Video on Demand section: http://kansascity.granicus.com/ViewPublisher.php?view_id=2

The City Clerk's Office now has equipment for the hearing impaired for use with every meeting. To check out the equipment please see the secretary for each committee. Be prepared to leave your Driver's License or State issued Identification Card with the secretary and she will give you the equipment. Upon returning the equipment your license will be returned.



File #: 230093

ORDINANCE NO. 230093

Sponsor: Director of the Health Department

Accepting and approving a one-year partial grant award in the amount of \$772,794.00 from the U.S. Department of Health and Human Services to provide funding for Ryan White Part A and Minority AIDS Initiative services in Kansas City, Missouri.

WHEREAS, Ryan White Part A and Minority AIDS Initiative funds provide core medical and related support services to improve access and reduce disparities in health outcomes in metropolitan areas hardest hit by HIV/AIDS; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That a one-year partial grant award in the amount of \$772,794.00 between the City of Kansas City, Missouri, acting through its Director of Health, and the U.S. Department of Health and Human Services, Division of Health Resources and Services Administration (HRSA), acting through its Director of Administration, whereby HRSA will provide funding for persons living with HIV/AIDS in the eleven county KC-TGA (Transitional Grant Area) for a period beginning March 1, 2023 through February 28, 2024, for a total grant award amount not to exceed \$772,794.00, is hereby accepted and approved. A copy of the award, in substantial form is attached hereto and made a part hereof by reference.

Section 2. That the Director of Health is hereby authorized to expend the sum of \$724,995.00 from funds previously appropriated to Account No. 23-2730-505003-G50244824 and \$47,799.00 from funds previously appropriated to Account No. 23-2730-505019-G50501924 for the aforesaid contract.

..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
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Health

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

Accepting and approving a one-year partial grant award in the amount of \$772,794.00 from the U.S. Department of Health and Human Services to provide funding for Ryan White Part A and Minority AIDS Initiative services in Kansas City, Missouri.

Discussion

Ryan White Part A/MAI funds provide core medical and related support services to improve access and reduce disparities in health outcomes in metropolitan areas hardest hit by HIV/AIDS. The Kansas City Transitional Grant Area (KC-TGA) qualifies as one of those metropolitan areas due to the level of incidence of HIV within the eleven county region. To qualify, a metropolitan area must average 1,000 new cases of HIV over the previous five year period.

Service area consist of Cass, Clay, Clinton, Jackson, Platte, Lafayette, and Ray counties in MO and Johnson, Leavenworth, Miami, and Wyandotte counties in KS. Kansas City Health Department acts as the Administrator for all Ryan White Programing in the KC-TGA.

The KC-TGA Ryan White Continuum of Care provided HIV/AIDS services for approximately 2770 clients during the period from March 2021 to February 2022 (FY21). Services will be contracted out to sub-recipients to provide the community with outpatient/ambulatory medical care, oral health services, Medical Case Management, Early Intervention Services, Referral for Healthcare Support, Mental Health/Substance Abuse treatment, Health Education, Housing services, and other professional services. The comprehensive system of care is monitored for the quality, programmatic and fiscal integrity by the Kansas City Missouri Health Department, HIV Services Program.

Ryan White funding is appropriated annually by Congress. The awards for Part A are split into formula and supplemental funds. Formula funds are awarded based on the number of new cases of HIV/AIDS in the funded service area. Supplemental funds are awarded based on demonstrated need and quality of local plans in the annual application. The KC-TGA has received Part A Ryan White funding for over 25 years.

MAI funding is used to improve access to HIV care and health outcomes for racial and ethnic minority populations disproportionately affected by HIV.



City of Kansas City, Missouri

Docket Memo

Fiscal Impact

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

2. What is the funding source?

23-2730-505003-G50244824 & 23-2730-505019-G50501924

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

Funds previously budgeted. No affect.

4. Does the legislation have 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?

Leverage outside funding

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?



City of Kansas City, Missouri

Docket Memo

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

Click or tap here to enter text.

Service Level Impacts

Ryan White Program Part A and MAI ensure that low income residents living with HIV have access to life saving medical treatment and support services that empower individuals to overcome barriers to care. Impacts on public health from Ryan White program can be seen in both unmet need (indicating 2 HIV medical care visits each year) and Viral Load Suppression for those engaged vs not engaged with the Ryan White Program. In the KC-TGA of those enrolled in Ryan White services 8.1% had an unmet need and 11.8% were not virally suppressed compared to the overall population of persons with HIV in the jurisdiction with 19.9% unmet need and 27.7% not virally suppressed (SOURCE CY20 Surveillance data). When individuals with HIV are virally suppressed they are unable to transmit HIV to others and thus the Ryan White programs also impact the community by preventing the spread of HIV.

Other Impacts

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

Impact to overall persons living with HIV will include better health outcomes as described above and improved quality of life. Populations disproportionately impacted by the HIV epidemic include men who have sex with men, men and women of color, transgender women, and intravenous drug users. Minority AIDS Initiative funding is used to serve the following populations in the KC-TGA:

*Young Men who have Sex with Men of Color (AA/Black & Hisp/Lat), Ages 13-29



City of Kansas City, Missouri

Docket Memo

* African American/Black Males & Females, Non-MSM, Ages 13-44

*Transgender People of Color (AA/Black & Hisp/Lat), All Ages

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

The Kansas City- TGA has an active Integrated HIV Prevention and Care Planning Council composed of various stakeholders in the community including 33% of the membership persons living with HIV, including members of the groups described above. Planning Council makes decisions on appropriations and is provided ongoing reporting from KCHD to monitor progress and impact of the funding.

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

Prevents the spread of HIV and improves quality of life for those living with HIV. Federal Investments in public health such as Ryan White also reduce the local burden to provide safety net services and care.

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

Yes.

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.

Minority AIDS Initiative Program

Revenues

Account Number	Revenue Account Title	Current Budget Estimate	Revised Estimate	Dollar Change
23-2730-500001-479880-G50501924	Minority AIDS Initiative Program	\$ 47,799	\$ 47,799	\$ -

Appropriations

Account Number	Appropriation Account Title	Current	Revised Estimate	Dollar Change
23-2730-505019-A-G50501924	Minority AIDS Initiative Program	\$ 7,098	\$ 7,098	\$ -
23-2730-505019-B-G50501924	Minority AIDS Initiative Program	\$ 40,701	\$ 40,701	\$ -
		\$ 47,799	\$ 47,799	\$ -

Minority AIDS Initiative Program		Budget	
Object Line	FY23	Total	
A01100 Personnel	\$7,098	\$7,098	
A Personnel Services	\$7,098	\$7,098	
B 18560 Contractual Services	\$40,701	\$40,701	
B Contractual Services	\$40,701	\$40,701	
TOTAL	\$47,799	\$47,799	



File #: 230094

ORDINANCE NO. 230094

Sponsor: Director of the Health Department

Accepting and approving a twelve-month \$1,581,818.00 grant with the Missouri Department of Health and Senior Services to provide funding for HIV case management services in Kansas City, Missouri; estimating and appropriating \$1,282,559.00 in the Health Grants Fund; and designating requisitioning authority.

WHEREAS, Ryan White Part B funding will help ensure that all residents with HIV within the Kansas City Transitional Grant Area (KC-TGA) have access to medical care and support services; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That an agreement between the City of Kansas City, Missouri, acting through its Director of Health, and the Missouri Department of Health and Senior Services, whereby the State will provide funding for HIV case management services throughout the Kansas City, Missouri area for the period beginning April 1, 2023 through March 31, 2024, for an amount not to exceed \$1,581,818.00, is hereby accepted and approved. A copy of the contract, in substantial form, is attached hereto and made a part by reference.

Section 2. That revenue in the following account of the Health Grants Fund are hereby estimated in the following amounts:

23-2480-500001-474350-G50242226	HIV Case Management	\$1,282,559.00
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Section 3. That the sum of \$1,282,559.00 is hereby appropriated from the Unappropriated Fund Balance of the Health Grants Fund in the following accounts:

23-2480-505404-A-G50242226	HIV Case Management	\$ 25,372.00
23-2480-505404-B-G50242226	HIV Case Management	1,257,020.00
23-2480-505404-C-G50242226	HIV Case Management	<u>167.00</u>
	TOTAL	\$1,282,559.00

Section 4. That the Director of Health is hereby authorized to expend the sum of 1,282,559.00 from funds appropriated to Account No. 23-2480-505404-G50242226 for the grant.

..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
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Please Select

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

Accepting and approving a twelve-month \$1,581,818.00 grant with the Missouri Department of Health and Senior Services to provide funding for HIV case management services in Kansas City, Missouri; estimating and appropriating \$1,282,559.00 in the Health Grants Fund; and designating requisitioning authority.

Discussion

Ryan White Part B funding will help ensure that all residents with HIV within the Kansas City Transitional Grant Area (KC-TGA) have access to medical care and support services. Grant funds will remove barriers and enable persons with HIV be successful in treatment. The funds will provide culturally sensitive Case Management, Referral for Health Care Support, and Linkage to Care services to persons living with HIV in the KC-TGA.

Ryan White Part B services are a range of client-centered services that link clients with health care, psychosocial, and other services. Activities will include (1) identifying and screening clients; (2) Assessing each client's medical and psychological history and current service needs; (3) Developing and regularly updating a service plan based upon the client's needs and choices; (4) Implementing the plan in a timely manner; (5) providing information, referrals, and assistance with linkages to medical and Psychosocial services as needed; (6) Monitoring the efficacy and quality of services through periodic reevaluation; (7) Advocating on behalf of clients to decrease services gaps and remove barriers to services and (8) Helping clients develop and utilize independent living skills and strategies. In 2022 KCHD and its sub-recipients provided services to over 2700 persons living with HIV.

Fiscal Impact

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

2. What is the funding source?

The Unappropriated Fund Balance of the Health Grants Fund. Funds will be allocated to 23-2480-505404-G50242226

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



City of Kansas City, Missouri

Docket Memo

Appropriates \$1,282,559.00. Usually this is budgeted however due to the change in timing of last year's grant and an increase in the grant there is a need to appropriate these funds this fiscal year.

- 4. Does the legislation have 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?

Leverage outside funding

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

City of Kansas City, Missouri

Docket Memo

- 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

Service Level Impacts

Ryan White Part B Services ensure that low income residents living with HIV have support through Medical Case Management, Linkage to Care, and Referral for Healthcare support services to navigate health systems, educate, and address barriers to care. Impacts on public health from Ryan White program can be seen in both unmet need (indicating 2 HIV medical care visits each year) and Viral Load Suppression for those engaged vs not engaged with the Ryan White Program. In the KC-TGA of those enrolled in Ryan White services 8.1% had an unmet need and 11.8% were not virally suppressed compared to the overall population of persons with HIV in the jurisdiction with 19.9% unmet need and 27.7% not virally suppressed (SOURCE CY20 Surveillance data). When individuals with HIV are virally suppressed they are unable to transmit HIV to others and thus the Ryan White programs also impact the community by preventing the spread of HIV.

Other Impacts

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

Impact to overall persons living with HIV will include better health outcomes as described above and improved quality of life. Populations disproportionately impacted by the HIV epidemic include men who have sex with men, men and women of color, transgender women, and intravenous drug users.

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

The Kansas City- TGA has an active Integrated HIV Prevention and Care Planning Council composed of various stakeholders in the community including 33% of the membership persons living with HIV, including members of the groups described above. Planning Council makes decisions on appropriations and is provided ongoing reporting from KCHD to monitor progress and impact of the funding.

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



City of Kansas City, Missouri

Docket Memo

Prevents the spread of HIV and improves quality of life for those living with HIV. Federal Investments in public health such as Ryan White also reduce the local burden to provide safety net services and care.

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

Yes.

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

HIV Case Management		Budget		
Object Line	FY23	FY24	Total	
A01100 Personnel	\$25,372	\$279,093	\$304,465	
A Personnel Services	\$25,372	\$279,093	\$304,465	
B18560 Contractual Services	\$1,257,020	\$18,333	\$1,275,353	
B Travel Services	\$1,257,020	\$18,333	\$1,275,353	
C21100 Offices Supplies	\$167	\$1,833	\$2,000	
C Commodities Services	\$167	\$1,833	\$2,000	
TOTAL	\$1,282,559	\$299,259	\$1,581,818	

HIV Case Management

Revenues	Account Number	Revenue Account Title	Current Budget Estimate	Revised Estimate	Dollar Change
	23-2480-500001-474350-G50242226	HIV Case Management	\$ -	\$ 1,282,559	\$ 1,282,559

Appropriations	Account Number	Appropriation Account Title	Current	Revised Estimate	Dollar Change
	23-2480-505404-A-G50242226	HIV Case Management	\$ -	\$ 25,372	\$ 25,372
	23-2480-505404-B-G50242226	HIV Case Management	\$ -	\$ 1,257,020	\$ 1,257,020
	23-2480-505404-C-G50242226	HIV Case Management	\$ -	\$ 167	\$ 167
			\$ -	\$ 1,282,559	\$ 1,282,559



File #: 230095

ORDINANCE NO. 230095

Sponsor: Director of the Health Department

Accepting and approving a one-year \$423,416.00 grant award from the Missouri Department of Health and Senior Services to provide funding for HIV prevention and risk reduction services in the Kansas City, Missouri area.

WHEREAS, this award enables the Kansas City Health Department's HIV Prevention program and sub-recipient agencies to conduct outreach testing and education to high risk populations including African American females, African American men who have sex with men, LatinX, and White men who have sex with men; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That a grant award from the Missouri Department of Health and Senior Services, whereby the State will provide funding for HIV prevention, health education, and risk reduction services throughout the Kansas City, Missouri are for the period beginning January 1, 2023 through December 31, 2023, for an amount not to exceed \$423,416.00, is here by accepted an approved. A copy of the grant, in substantial form is on file with the Director of Health.

Section 2. That the Director of Health is hereby authorized to expend the sum of \$277,329.00 from funds appropriated to Account No. 23-2480-505413-G50241924 for the aforesaid grant award, for the portion of the grant to be expended this fiscal year.

..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
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Health

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

Accepting and approving a one-year \$423,416.00 grant award with the Missouri Department of Health and Senior Services to provide funding for HIV prevention and risk reduction services in the Kansas City, Missouri area.

Discussion

Award enables the Kansas City Health Department's HIV Prevention program and sub recipient agencies to conduct outreach testing and education to high risk populations including African American Females, African American Men who Have Sex with Men, LatinX, and White Men who Have Sex with Men. In CY22 the HIV Prevention Program and sub recipient agencies conducted 205 testing events, tested or referred HIV testing to over 7,000 people in the community, distributed over 130,000 condoms, provided 145 presentations, conducted 156 community outreach activities, hosted 679 social media events, and participated in 75 community wide events to promote HIV testing, HIV prevention methods, and safe sex strategies and resources.

Fiscal Impact

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

2. What is the funding source?

23-2480-505413-G50241924

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

Funds previously budgeted. No affect.

4. Does the legislation have 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?



City of Kansas City, Missouri

Docket Memo

Leverage outside funding.

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

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

Service Level Impacts

City of Kansas City, Missouri

Docket Memo

Activities from the HIV Prevention grant reduce HIV related stigma and help provide education, resources, and tools that empower the community to protect themselves and others from HIV and other STIs. HIV testing efforts through the grant's outreach events and the Counseling Testing and Referral programs help our community identify new cases of HIV and rapidly connect those persons newly diagnosed with HIV to core medical and support services.

Other Impacts

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

The HIV Prevention grant funds various Health Education and Risk Reduction programs that are specific to vulnerable populations that are at highest risk for HIV including African American Females, African American Men who Have Sex with Men, LatinX, and White Men who Have Sex with Men. Targeted outreach and testing to those communities helps address and reduce health disparities in our community.

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

The Kansas City Region has an active Integrated Prevention and Care Planning Council with a HIV Prevention Subcommittee. The Planning Council and the Prevention Sub Committee meet monthly and members for both include various stakeholders and consumers. Furthermore, The specific contracts for the Health Education Risk Reduction activities mentioned above also often employ members of the target populations.

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

HIV Prevention activities reduce the spread of HIV in the community and improves quality of Kansas City Residents. The grant funds will help foster a healthier and safer community. Federal Investments in public health such as HIV Prevention grants also reduce the local burden to provide safety net services and care.

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

Yes.

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

Revenues

<u>Account Number</u>	<u>Revenue Account Title</u>	<u>Current Budget Estimate</u>	<u>Revised Estimate</u>	<u>Dollar Change</u>
23-2480-500001-472300-G50241924	HIV Prevention	\$ 277,329.00	\$ 277,329.00	\$ -

Appropriations

<u>Account Number</u>	<u>Appropriation Account Title</u>	<u>Current Estimate</u>	<u>Revised Estimate</u>	<u>Dollar Change</u>
23-2480-505413-A-G50241924	HIV Prevention	\$ 58,488.00	\$ 58,488.00	\$ -
23-2480-505413-B-G50241924	HIV Prevention	\$ 213,841.00	\$ 213,841.00	\$ -
23-2480-505413-C-G50241924	HIV Prevention	\$ 5,000.00	\$ 5,000.00	\$ -
		<u>\$ 277,329.00</u>	<u>\$ 277,329.00</u>	<u>\$ -</u>

HIV Prevention

Object Line	FY23	FY24	Total
A0110 Wages, Regular, Full	\$58,488.00	\$116,975.00	\$175,463.00
A Personal Services	\$58,488.00	\$116,975.00	\$175,463.00
B18560 Health Services	\$213,841.00	\$28,112.00	\$241,953.00
B Contractual Services	\$213,841.00	\$28,112.00	\$241,953.00
C21100 Office Supplies	\$5,000.00	\$1,000.00	\$6,000.00
C Commodities Services	\$5,000.00	\$1,000.00	\$6,000.00
TOTAL	\$277,329.00	\$146,087.00	\$423,416.00



File #: 230117

ORDINANCE NO. 230117

Sponsor: Director of the Finance Department

Consenting to the rate of front foot special assessment to be levied by the Union Hill Special Business District; consenting to the proposed uses of the revenues produced therefrom; estimating and appropriating revenue in the amount of \$80,000.00 in the Union Hill Special Business District Fund; re-estimating and re-appropriating the remaining uncollected revenues and unexpended and unencumbered appropriations to the 2023-24 Fiscal Year; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Council consents to a front foot special assessment of \$3.25 per abutting foot of the lots, tracts and parcels of and land within the Union Hill Special Business District abutting on public streets, roads and highways therein.

Section 2. That the City Council consents to the use of the revenue derived from such front foot special assessment for the maintenance and operation of the lighting fixtures, brick entry monuments, and related purposes, as set forth in the Budget submitted by the Union Hill Special Business District.

Section 3. That the revenue in the following account of the Union Hill Special Business District Fund is hereby estimated in the following amount:

23-6810-120000-484000	Collections from Assessments	\$80,000.00
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Section 4. That the sum of \$80,000.00 is hereby appropriated from the Unappropriated Fund Balance of the Union Hill Special Business District Fund to the following account in the Union Hill Special Business District Fund:

23-6810-121070-B	Union Hill SBD - Admin	\$80,000.00
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Section 5. That any remaining uncollected revenue estimates in the 2022-23 Fiscal Year in the Union Hill Special Business District Fund are authorized to be re-estimated to the same accounts in the 2023-24 Fiscal Year except for the following revenue account:

23-6810-129921-484000	Collections from Assessments	
-----------------------	------------------------------	--

Section 6. That the unexpended and unencumbered balances in the following account for the 2022-23 Fiscal Year in the Union Hill Special Business District Fund are appropriated to the same account in the 2023-24 Fiscal Year except for the following account:

23-6810-129921 Finance

Section 7. That the Director of Finance is hereby designated as requisitioning authority for Account No. 23-6810-121070.

Section 8. 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:

Eluard Alegre
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Finance

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

Estimating and appropriating revenue for Union Hill Special Business District (UHSBD) and re-estimating and re-appropriating the remaining uncollected revenue and unexpected and unencumbered appropriations to FY23-24.

Discussion

The purpose of this ordinance is to consent to the rate of front foot special assessment to be levied by the Union Hill Special Business District, and to the proposed uses of the revenue produced. All funds are allocated in FY 23. The UHSBD was established by Ordinance No. 900675 on December 6, 1990.

Each year the UHSBD Board approves the rate (\$3.25 per foot for 2023) for the assessment of property owners in the UHSBD. The City Finance Department sends out bills in March. This generates approximately \$80,000 in revenue which the City remits to UHSBD early summer to pay bills associated with insuring, maintaining, and operating the pedestrian lighting fixtures and brick entry monuments within the UHSBD.

Fiscal Impact

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

2. What is the funding source?

Front foot special assessment levied by the Union Hill Special Business District;

6810 120000 484000

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

The legislation estimates revenue of \$80,000 for the Union Hill Special Business District .

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

The legislation notes that remaining uncollected revenue and unexpected and unencumbered appropriations will be re-estimated and re-appropriated to FY 23-24.



City of Kansas City, Missouri

Docket Memo

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

This legislation generates revenue for the Union Hill Special Business District, which is used for the insuring, maintaining, and operating the pedestrian lighting fixtures and brick entry monuments within the District.

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?

Finance and Governance (Press tab after selecting.)

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

Not applicable.



City of Kansas City, Missouri

Docket Memo

Service Level Impacts

Not applicable, revenues are generated on the District's behalf.

Other Impacts

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

This legislation will provide funding for the lighting infrastructure and monuments in the Union Hill Special Business District, enhancing the attractiveness and the safety in the District.

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

The City is not aware of the District's level of engagement with the community. The District's Board determines whether to seek feedback from the community.

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

It supports the maintenance of the lighting infrastructure and monuments in the Union Hill Special Business District.

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")?

Not applicable



File #: 230124

ORDINANCE NO. 230124

Sponsor: Councilmember Lee Barnes, Jr.

Amending Chapter 88, Code of Ordinances, by repealing Section 88-354, Medical Marijuana Facilities, and enacting in lieu thereof a new section of like number and subject matter to allow for medical and non-medical marijuana facilities as authorized by Article XIV, Sections 1 and 2 of the Missouri Constitution; amending Sections 88-805-04-P, Office; 88-805-04-V, Retail Sales; 88-805-B, Manufacturing, Production and Industrial Services; and 88-805-06, Agricultural Use Group, to allow for non-medical marijuana uses; and amending Section 88-810 by adding and inserting definitions applicable to marijuana uses.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 88, Code of Ordinances, is hereby amended by repealing Section 88-354, Medical Marijuana Facilities, and enacting in lieu thereof a new section of like number and subject matter, to read as follows:

88-354 MARIJUANA FACILITIES

88-354-01 APPLICABILITY

Marijuana facilities authorized by article XIV, sections 1 and 2 of the Missouri Constitution must be licensed by the Missouri Department of Health and Senior Services, or its successor entity..

88-354-02 STANDARDS AND CONDITIONS FOR ALL MARIJUANA FACILITIES

All marijuana facilities licensed by the Missouri Department of Health and Senior Services, and authorized to operate under article XIV, sections 1 and 2 of the Missouri Constitution, shall operate according to the local regulations applicable to all properties in zoning districts which allow the use of marijuana facilities.

88-354-02-A. DISTANCE REQUIREMENT FROM SCHOOLS

All comprehensive or medical marijuana cultivation facilities, comprehensive or medical marijuana-infused products manufacturing facilities, and marijuana testing facilities licensed by the Missouri Department of Health and Senior Services, and authorized to operate under article XIV, sections 1 and 2 of the Missouri Constitution, shall not be initially sited, at the time of application for license or for zoning approval, whichever is earlier, within 750 feet of any then-existing elementary or secondary school, as elementary and secondary schools are defined by state laws and regulations governing comprehensive and medical marijuana facilities.

All comprehensive or medical marijuana dispensary facilities licensed by the Missouri Department of Health and Senior Services, and authorized to operate under article XIV, sections 1 and 2 of the Missouri Constitution, shall not be initially sited, at the time of application for license or for zoning approval, whichever is earlier, within 300 feet of any then-existing elementary or secondary school, as elementary and secondary schools are defined by state laws and regulations governing comprehensive and medical marijuana facilities.

88-354-02-B. DISTANCE REQUIREMENT FROM CHURCHES AND DAY CARE CENTERS

All marijuana facilities licensed by the Missouri Department of Health and Senior Services, and authorized to operate under article XIV, sections 1 and 2 of the Missouri Constitution, shall not be initially sited, at the time of application for license or for zoning approval, whichever is earlier, within 300 feet of any then-existing church or daycare, as church and daycare are defined by state laws and regulations governing marijuana facilities.

88-354-03 MEASUREMENTS

Measurements shall be made along the shortest path between the demarcation points that can be lawfully traveled by foot.

88-354-03-A. MEASUREMENT REQUIREMENT FOR FREESTANDING FACILITIES

In the case of a freestanding facility, the distance between the facility and the school, daycare, or church shall be measured from the external wall of the facility structure closest in proximity to the school, daycare, or church to the closest point of the property line of the school, daycare, or church. If the school, daycare, or church is part of a larger structure, such as an office building or strip mall, the distance shall be measured to the entrance or exit of the school, daycare, or church closest in proximity to the facility.

88-354-03-B. MEASUREMENT REQUIREMENT FOR FACILITIES THAT ARE PART OF A LARGER STRUCTURE

In the case of a facility that is part of a larger structure, such as an office building or strip mall, the distance between the facility and the school, daycare, or church shall be measured from the property line of the school, daycare, or church to the facility's entrance or exit closest in proximity to the school, daycare, or church. If the school, daycare, or church is part of a larger structure, such as an office building or strip mall, the distance shall be measured to the entrance or exit of the school, daycare, or church closest in proximity to the facility.

88-354-04 HOURS OF OPERATION

Comprehensive and Medical Marijuana dispensary facilities shall have limited hours of operation from 8:00 a.m. to 10:00 p.m.

88-354-05 STORAGE

All operations and any storage of materials, products, or equipment shall be within a fully enclosed building. No outdoor operations or storage shall be permitted.

88-354-06 EXTERNAL IMPACTS

All marijuana facilities shall install and operate a ventilation system that will prevent any odor of marijuana from leaving the premises of the facility. No odors shall be detectable by a person with a normal sense of smell beyond the property lines of the subject property. Further, the production process shall not produce dust, vibration, noise, or other external impacts that are detectable beyond the property lines of the subject property.

Section 2. That Section 88-805-04-P, Office; Section 88-805-04-V, Retail Sales; Section 88-805-B, Manufacturing, Production and Industrial Services; and Section 88-805-06, Agricultural Use Group, are hereby repealed and new sections of like number and title are hereby enacted to allow for non-medical marijuana uses as authorized by article XIV, sections 1 and 2 of the Missouri Constitution, such sections to read as follows:

88-805-04-P. OFFICE

1. **ADMINISTRATIVE, PROFESSIONAL OR GENERAL OFFICE**

Professional, governmental, executive, management, or administrative offices of private organizations or government agencies. Typical uses include administrative offices, law offices, architectural firms, insurance companies, and government offices.

2. **MEDICAL OFFICE**

Personal health services including prevention, diagnosis and treatment; rehabilitation services provided by physicians, dentists, nurses, and other health personnel; and medical testing and analysis services, including marijuana testing facilities. Typical uses include medical and dental offices, health maintenance organizations, blood banks, plasma centers, and government-operated health centers. Excludes use types more specifically classified, such as hospitals.

88-805-04-V. RETAIL SALES

Businesses involved in the sale, lease, or rent of new or used products or merchandise to consumers. Typical uses include drug stores, grocery stores, department stores, and apparel stores. Also includes comprehensive marijuana dispensary facilities and medical marijuana dispensary facilities.

1. **OUTDOOR RETAIL SALES - CLASS A**

Outdoor retail sales - class A are permanent uses outside of a completely enclosed building or structure used to display goods for sale to the general public as part of and subordinate to retail sales or similar business establishment. This includes but is not limited to garden supplies, building supplies, and plant materials.

2. **OUTDOOR RETAIL SALES - CLASS B**

Outdoor retail sales - class B are permanent uses where the majority of the retail space is outdoors and items are for sale to the general public. This includes but is not limited to garden nurseries, manufactured home sales, and recreational and play equipment sales.

88-805-05-B. MANUFACTURING, PRODUCTION AND INDUSTRIAL SERVICES

1. **ARTISAN**

On-site production of goods by hand manufacturing, involving the use of hand tools and small-scale, light mechanical equipment. Typical uses include food and beverage production such as distilleries, breweries, and caterers; small scale personal and household product manufacturing such as woodworking and cabinet shops, ceramic studios, jewelry manufacturing, and similar types of arts and crafts; or very small-scale manufacturing uses that have no negative external impacts on surrounding properties.

2. **LIMITED**

Manufacturing of finished parts or products, primarily from previously prepared materials. Typical uses include: comprehensive medical marijuana-infused products manufacturing facilities and medical marijuana-infused products manufacturing facilities, printing and related support activities; machinery manufacturing; food manufacturing; computer and electronic product manufacturing/assembly; electrical equipment, appliance, component manufacturing/assembly; furniture and related product manufacturing/assembly; a contractor's establishment if the principal use is fabrication and manufacturing; and other manufacturing and production establishments that typically have very few, if any, negative external impacts on surrounding properties.

3. **GENERAL**

a. Manufacturing of finished or unfinished products, primarily from extracted or raw materials, or recycled or secondary materials, or bulk storage and handling of such products and materials. Typical uses include: asphalt plants, concrete plants, textile mills; textile product mills; apparel manufacturing; leather and allied product manufacturing; wood product manufacturing; paper manufacturing; chemical manufacturing; plastics and rubber products manufacturing; nonmetallic mineral product manufacturing; transportation equipment manufacturing; primary metal manufacturing; and fabricated metal product manufacturing. Also includes medical, scientific, or technology-related research establishments that produce odors, dust, vibration, noise, or other external impacts that are detectable beyond the property lines of the subject property.

b. Industrial service firms engaged in the repair or servicing of industrial or commercial machinery, equipment, products, or by-products. Typical uses include: welding shops; machine shops; industrial tool repair; fuel oil distributors; solid fuel yards; laundry, dry-cleaning, and carpet cleaning

plants; and photofinishing laboratories. Excludes uses classified as "repair or laundry services."

4. **INTENSIVE**

Manufacturing of acetylene, cement, lime, gypsum or plaster-of-Paris, chlorine, corrosive acid or fertilizer, insecticides, disinfectants, poisons, explosives, paint, lacquer, varnish, petroleum products, coal products, plastic and synthetic resins, and radioactive materials. Also includes smelting, animal slaughtering, and oil refining.

88-805-06 AGRICULTURAL USE GROUP

The agricultural use group includes the following:

88-805-06-A. AGRICULTURE, CROP

The use of land for the production of row crops, field crops, tree crops; timber, bees, apiary products, or fur-bearing animals. Also includes comprehensive marijuana cultivation facilities and medical marijuana cultivation facilities.

88-805-06-B. AGRICULTURE, ANIMAL

The feeding, breeding, raising or holding of cattle, swine, poultry or other livestock, whether held in a confinement area or open pasture. Also includes the killing, butchering or dressing of livestock, fowl, fish or other animals raised on the premises. Such killing, butchering or dressing shall be done within an accessory building (or principal building if animal agriculture is the principal use on the lot), which building shall be located not less than 200 feet from any property line.

Section 3. That Section 88-810, Definitions, is hereby amended by adding and inserting definitions applicable to the new code section set forth in Section 1, as follows:

88-810-366 COMPREHENSIVE FACILITY

A comprehensive marijuana cultivation facility, comprehensive marijuana dispensary facility, or a comprehensive marijuana-infused products manufacturing facility.

88-810-367 COMPREHENSIVE MARIJUANA CULTIVATION FACILITY

A facility licensed by the department to acquire, cultivate, process, package, store on site or off site, transport to or from, and sell marijuana, marijuana seeds, marijuana vegetative cuttings (also known as clones) to a medical facility, comprehensive facility, or marijuana testing facility. A comprehensive marijuana cultivation facility need not segregate or account for its marijuana products as either non-medical marijuana or medical marijuana. A comprehensive marijuana cultivation facility's authority to process marijuana shall include the creation of prerolls, but shall not include the manufacture of marijuana-infused products.

88-810-368 COMPREHENSIVE MARIJUANA DISPENSARY FACILITY

A facility licensed by the department to acquire, process, package store on site or off site, sell, transport to or from, and deliver marijuana, marijuana seeds, marijuana vegetative cuttings (also known as clones), marijuana-infused products, ad drug paraphernalia used to administer

marijuana as provided for in this section to a qualifying patient or primary caregiver, as those terms are defined in section I of this Article, or to a consumer, anywhere on the licensed property or to any address as directed by the patient, primary caregiver, or consumer and consistent with the limitations of this Article and as otherwise allowed by law, to a comprehensive facility, a marijuana testing facility, or a medical facility. Comprehensive dispensary facilities may receive transaction orders at the dispensary directly from the consumer in person, by phone, or via the internet including from a third party. A comprehensive marijuana dispensary facility need not segregate or account for its marijuana products as either non-medical marijuana or medical marijuana, but shall collect all appropriate tangible personal property sales tax for each sale, as set forth in this Article and provided for by general local law. A comprehensive marijuana dispensary facility's authority to process marijuana shall include the creation of prerolls.

88-810-369 COMPREHENSIVE MARIJUANA-INFUSED PRODUCTS MANUFACTURING FACILITY

A facility licensed by the department to acquire, process, package, store, manufacture, transport to or from a medical facility comprehensive facility, or marijuana testing facility, and sell marijuana-infused products, prerolls, and infused prerolls to a marijuana dispensary facility, a marijuana testing facility, or another marijuana-infused products manufacturing facility. A comprehensive marijuana-infused product manufacturing facility need not segregate or account for its marijuana products as either non-medical marijuana or medical marijuana.

88-810-835 MARIJUANA/MARIHUANA

Cannabis indica, Cannabis sativa, and Cannabis ruderalis, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as seed thereof and resin extracted from the plant and marijuana-infused products. Marijuana does not include industrial hemp as defined by Missouri statute, or commodities or products manufactured from industrial hemp.

88-810-835.2 MARIJUANA FACILITY

Any comprehensive facility, medical facility, or marijuana testing facility.

88-810-835.3 MARIJUANA TESTING FACILITY

A facility certified by the state to acquire, test, certify, and transport marijuana, including those originally licensed as a medical marijuana testing facility.

88-810-882 MEDICAL MARIJUANA CULTIVATION FACILITY

A facility licensed by the state to acquire, cultivate, process, package, store on or off site, transport to or from, and sell marijuana, marijuana seeds, and marijuana vegetative cutting (also known as clones), to a medical dispensary facility, marijuana testing facility, medical marijuana cultivation facility, or to a medical marijuana-infused products manufacturing facility. A medical marijuana cultivation facility's authority to process marijuana shall include the production and sale of prerolls, but shall not include the manufacture of marijuana-infused products.

88-810-883 MEDICAL MARIJUANA DISPENSARY FACILITY

A facility licensed by the state to acquire, process, package, store on site or off site, sell, transport to or from, and deliver marijuana, marijuana seeds, marijuana vegetative cuttings (also

known as clones) marijuana-infused products and drug paraphernalia used to administer marijuana as provided for in this section to a qualifying patient, a primary caregiver, anywhere on the licensed property or to any address as directed by the patient or primary caregiver, so long as the address is a location allowing for the legal possession of marijuana, another medical marijuana dispensary facility, a marijuana testing facility, a medical marijuana cultivation facility, or a medical marijuana-infused projects manufacturing facility. Dispensary facilities may receive transaction orders at the dispensary in person, by phone, or via the internet, including from a third party. A medical marijuana dispensary facility's authority to process marijuana shall include the production and sale of prerolls, but shall not include the manufacture of marijuana-infused products.

88-810-884 MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURING FACILITY

A facility licensed by the state to acquire, process, package, store on site or off site, manufacture, transport to or from, and sell marijuana-infused products to a medical marijuana dispensary facility, a marijuana testing facility, a medical marijuana cultivation facility, or to another medical marijuana-infused projects manufacturing facility.

88-810-881 MEDICAL FACILITY

Any medical marijuana cultivation facility, medical marijuana dispensary facility, or medical marijuana infused products manufacturing facility.

..end

Approved as to form:

Sarah Baxter
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: City Planning

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 88, Code of Ordinances, by repealing Section 88-354, Medical Marijuana Facilities, and enacting in lieu thereof a new section of like number and subject matter to allow for medical and non-medical marijuana facilities as authorized by Article XIV, Sections 1 and 2 of the Missouri Constitution

Discussion

See Staff Report

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 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



City of Kansas City, Missouri

Docket Memo

Budget Review

(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)

Citywide Business Plan Impact

Prior Legislation

Service Level Impacts

Other Impacts

- 1. What will be the potential health impacts to any affected groups?
N/A
- 2. How have those groups been engaged and involved in the development of this ordinance?
- 3. How does this legislation contribute to a sustainable Kansas City?
N/A
- 4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?
No



City of Kansas City, Missouri

Docket Memo

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



File #: 220961

ORDINANCE NO. 220961

Sponsor: Mayor Quinton Lucas

Amending Chapter 88, Code of Ordinances, by enacting new Sections 88-424-01 through 88-424-11, Tree Preservation and Protection; and amending Section 88-810 by adding and inserting definitions applicable to this new code section.

WHEREAS, this purpose of this legislation is to support and complement other City development requirements, with a focus on achieving baseline tree preservation and total tree canopy on a site, considering the anticipated use and level of development; and

WHEREAS, the intent of this ordinance is to preserve and advance the aesthetic, economic, and environmental benefits of the urban forest, by protecting trees, and mitigating any unnecessary removal of trees; and

WHEREAS, trees provide multiple benefits such as stormwater management, runoff infiltration and air quality improvement that will take replacement trees decades to match, making them critical to retain; and

WHEREAS, a healthy tree canopy enhances the City’s natural beauty and improves health, safety, and general welfare of Kansas City residents; and

WHEREAS, to further the intent of this ordinance is to preserve and enhance the City’s tree canopy cover; and ensure that certain criteria are followed including the Urban Forest Master Plan, adopted by City Council Resolution No. 200143 on May 21, 2020, established a goal of 35 percent canopy cover for the City and this is affirmed by Kansas City’s Climate Protection and Resiliency Plan.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. Amending Chapter 88, Code of Ordinances, by enacting new sections 88-424-01 through 88-424-11, Tree Preservation and Protection to read as follows:

88-424. TREE PRESERVATION AND PROTECTION

88-424-01. SCOPE AND PURPOSE

The intent of this section is to preserve and advance the aesthetic, economic, and environmental benefits of a high-quality urban forest, by protecting trees and mitigating any

unnecessary removal of trees. Trees provide multiple benefits such as stormwater management, runoff infiltration, and air quality improvement that will take replacement trees decades to match, making them critical to retain. Further, a healthy tree canopy cover enhances the city's natural beauty and improves health, safety, and general welfare of Kansas City residents.

To further the intent of this section is to preserve and enhance the city's tree canopy cover and ensure that certain criteria are followed including the Urban Forest Master Plan, adopted by City Council Resolution No. 200143 on May 21, 2020, established a goal of 35 percent tree canopy cover for the city. This is affirmed by Kansas City's Climate Protection and Resiliency Plan. This section furthers other proposed and city council approved plans such as the Climate Protection and Resiliency Plan, the IBC Energy Code, the Urban Forest Master Plan, and the proposed KC Spirit Playbook.

This section sets forth regulations for the preservation, protection, planting, maintenance, and removal of trees within the city, to accomplish the following objectives:

88-424-01-A. Preserve character of Kansas City's existing tree canopy cover by preventing indiscriminate removal or destruction of trees.

88-424-01- B. Acknowledge the environmental benefits of and site design that retains existing tree canopy cover and requires additional landscaping during development.

88-424-01-C. Retain protected trees and limit unnecessary removal prior to and during development by establishing tree protection measures during development.

88-424-01-D. Allow mitigation or payment to the Capital Improvement Sales Tax Fund-Tree Planting appropriation pursuant to 88-424-02 while emphasizing the difficulty in replacing trees.

88-424-01-E. Support ecosystem services and natural environments, protect riparian banks and beds to prevent erosion and sedimentation, filter and control stormwater, reduce carbon sequestration, and improve energy conservation through canopy shade.

88-424-01-F. Encourage walking and activities and enable activity in neighborhoods to provide "eyes on the street" to assist with crime mitigation.

88-424-01-G. Enhance transition to and enable compatibility between varying land uses, buffer noise, and provide visual screening.

88-424-01-H. Protect and enhance property values, maintain investment by the private sector and the city, further stimulate economic activity, and encourage beautification.

88-424-02. APPLICABILITY

Requirements of this section are applicable to requests for the following permits and approvals in conjunction with land disturbance and development, as follows:

88-424-02-A. Any permit for land/site disturbance, including utility plans, which involves clearing, cutting, grubbing, or grading on one acre or more. No permit shall be issued prior to approval of the tree preservation and protection plan and certification by a licensed professional landscape architect registered in the State of Missouri stating that tree protection measures have been implemented on the site.

88-424-02-B. Development of property requiring development plan (including UR, MPD, and Major Amendments), project plan, minor amendment, special use permit, preliminary plat, or final plat approval, as defined in this chapter.

88-424-02-C. Application for building permit (site plan approval, pursuant to 88-530) disturbing more than 10,000 square feet. of property but not requiring a development plan, project plan, preliminary plat, or final plat approval, unless a tree preservation and protection plan has been approved for a larger area that includes the subject site.

88-424-02-D. *This section does not supersede, and shall be implemented in accordance with, other provisions of this chapter including 88-415, Stream Buffers, and 88-425, Landscaping.*

88-424-03 EXEMPTIONS

88-424-03-A. Application for building permit for a single family detached house on a previously platted lot.

88-424-03-B. Projects not listed in 88-424-02.

88-424-03-C. Projects in which no tree canopy cover will be impacted or removed, certified by a statement submitted by a licensed professional landscape architect registered in the State of Missouri. The statement shall be placed on required plans and plats.

88-424-03-D. City capital improvement projects which are subject to provisions of (Administrative Regulation) AR 5-7.

88-424-03-E. Emergency repairs performed by the city to repair infrastructure, alleviate flooding, or as otherwise determined.

88-424-03-F. Emergency tree removal due to storm damage, accidental causes, or to ensure public safety when pruning is impractical, as determined by the city forester.

88-424-03-G. Tree removal on properties owned by the Kansas City Aviation Department, where such removal is required by Federal Aviation Administration or Transportation Security Administration regulations.

88-424-03-H. Pruning or removal by public utilities of trees that encroach upon electric, telephone, or cable television transmission lines, or gas, sewer, or water pipes; as specified by Federal or State regulations, or by agreements with the City.

88-424-03-I. Orchards, nurseries, or tree farms, where product is removed for sale and replaced, unless such use is ceased for future development.

88-424-03-J. Owners and occupants of premises containing a dwelling structure, performing regular maintenance and cultivation of trees on the premises as required by 48-29 and 48-30 of the Kansas City Code of Ordinances.

88-424-03-K. Owners and occupants of non-residential premises performing regular maintenance and cultivation of trees on the premises as required by 56-433 of the Kansas City Code of Ordinances.

88-424-04. PROTECTED TREE CANOPY COVER

Tree canopy cover within the following areas shall be preserved and protected. However, if proposed development of the property cannot be designed to allow preservation of all or portions of the existing tree canopy cover, mitigation pursuant to 88-424-05 shall be required.

88-424-04-A. Buffer Areas

Buffer areas are positioned around the perimeter of the development, except for that portion of the property adjacent to right-of-way, along which no buffer area is required. The width of the buffer area varies according to adjacency or non-adjacency to residential. Buffer area that is:

1. Adjacent to land that is residentially zoned, or intended for residential use pursuant to the city's comprehensive plan. Buffer area width shall be shown as 30 feet, encompassing all trees with trunks located within 30 feet of the property line.
2. Not adjacent to residential land, as defined above. Buffer area width shall be shown as 20 feet, encompassing all trees with trunks located within 20 feet of the property line.

88-424-04-B. Remainder of Site

All trees that are within a tree canopy cover area and that are located upon that portion of the site that is not within a buffer area as defined above.

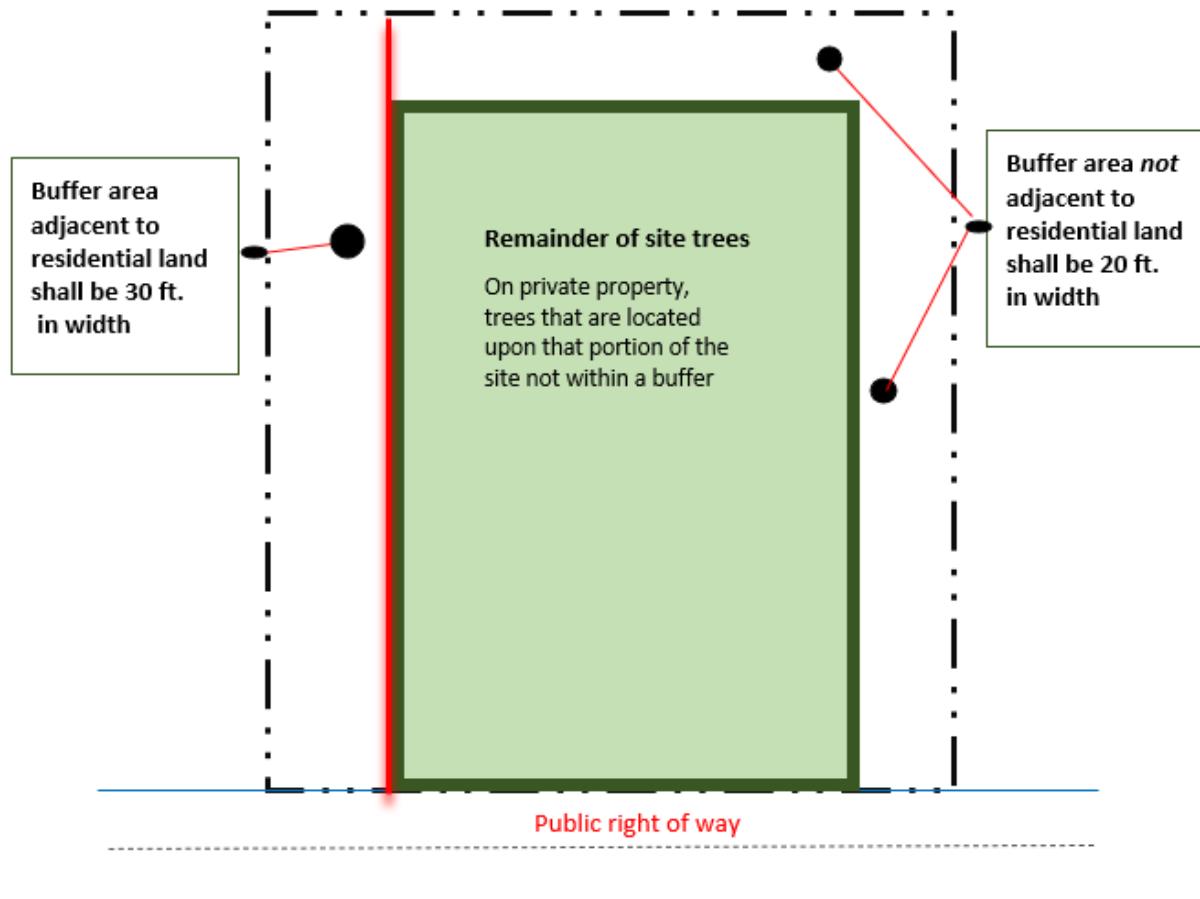


Diagram 1

88-424-05. MITIGATION

1. Mitigation may be achieved either through on-site planting of trees at the rate specified in 88-424-07, Table 1, Mitigation Rate for Trees Removed, or by payment to the Capital Improvement Sales Tax Fund-Tree Planting appropriation at a rate determined by the city forester.
2. Trees to be planted to meet mitigation requirements shall be those species native to the region or native cultivars, when available, or selected from the city's list of approved tree species. Species selection shall be based upon the amount of space available for proper growth on the site and provide desired diversity. Trees shall be planted in areas of the site where they will achieve the highest environmental benefits of tree canopy cover.

88-424-06 TREE PRESERVATION AND PROTECTION PLAN REQUIRED

88-424-06-A. Plan Preparation

The plan must be prepared by a licensed professional landscape architect registered in the State of Missouri. The two plans required – the Existing Conditions Tree Plan and the Tree Preservation and Mitigation Plan – may be combined.

88-424-06-B. Plan Content for Existing Conditions Tree Plan

The plan shall portray and denote areas of existing tree canopy cover, specifically:

1. Cloud showing all existing tree canopy of one acre or greater and with canopy closure of 20 percent or greater.
2. Tree canopy cover located within buffer areas as described in 88-424-04.
3. Tree canopy cover located upon the remainder of the site, meaning that portion of the site that is not within a buffer area as described in 88-424-04.
4. Trees within right-of-way adjacent to the property's frontage.
5. Any additional information as required by the city planning and development department director.

88-424-06-C. Plan Content for Tree Preservation and Mitigation Plan

The plan shall include information as required above, with additional information regarding mitigation (if mitigation is required):

1. Site layout, with required buffer areas and remainder of site identified.
2. Areas of existing tree canopy cover to remain.
3. Areas of existing tree canopy cover to be removed, with the following denoted:
 - a. Crown closure percentage category, with acreage to one decimal point denoted for each category, pursuant to 88-424-07, Table 1.
 - b. Tree canopy cover areas that span buffer areas and remainder of site shall be separated into subareas for purposes of calculating required mitigation.
4. Note stating that no mitigation shall be required if all trees within areas containing tree canopy of one acre or greater and with canopy closure of 20 percent or greater are to remain.
5. Information regarding any required mitigation pursuant to 88-424-07, showing:

- a. location of trees to be replaced; and/or
 - b. chart showing acreage of each crown closure percentage category, with canopy acres removed, and required caliper inches (based upon 88-424-07, Table 1);
 - c. payment to the Capital Improvement Sales Tax Fund-Tree Planting appropriation;
 - d. note stating that all dead and diseased trees within the required buffer shall be removed, if tree canopy cover is to remain within the buffer.
6. Any additional information as required by the city planning and development department director.

88-424-06-D. Tree Preservation and Protection Plan Review Criteria

Staff may consider the following factors and any other relevant information when evaluating a tree preservation and protection plan.

1. The desirability of preserving a tree or group of trees by reason of age, location, size, species, or significance, including native trees.
2. The general health and condition of the tree or group of trees or the presence of any insect, disease, injury, or hazard.
3. Whether the design incorporates the required tree preservation priorities.
4. The extent to which the area would be subject to environmental degradation due to removal of the tree or group of trees.
5. Impact upon endangered plants and animals.
6. The impact of the reduction in tree cover on adjacent properties, surrounding neighborhoods, the property on which the tree or group of trees is located, and adjacent right of way.
7. Whether alternative construction methods are proposed to reduce the impact of development on existing trees.
8. The need to remove the tree or group of trees for the purpose of installing, repairing, replacing, or maintaining essential public utilities.
9. The effects of proposed mitigation involving planting of replacement trees.

10. Compliance with other chapters of the Kansas City Code of Ordinances and adopted city plans and policies.
11. The extent to which development of the site and the enforcement of this chapter are impacted by state and federal regulations.
12. Any relationships or impacts to other projects or development.

88-424-07 MITIGATION RATES FOR TREES REMOVED

The following mitigation rates are applicable only to tree canopy cover areas removed from the remainder of site (site that is not within the buffer areas). For trees removed from buffer areas, as shown on the plan, rates will be two times the caliper inches required in this table.

Crown Closure % Categories	Multiplier x 300 Trees per Acre*	Caliper Inches Required per each Canopy Acre Removed
81-100%	1.0	300
61-80%	0.7	210
41-60%	0.5	150
20-40%	0.3	90

Table 1

Note: Caliper inches of mitigation trees planted shall count toward caliper inches required. For example, a two-inch caliper tree planted suffices for two caliper inches required.

88-424-08. COMPLIANCE WITH TREE PRESERVATION AND PROTECTION PLAN

Prior to the issuance of a final certificate of occupancy, all trees shown on the approved mitigation and landscape plans must be in place and healthy, as certified by a sealed letter submitted by a registered landscape architect licensed in the State of Missouri.

88-424-09. TREE PROTECTION MEASURES AND PROHIBITIONS

A preliminary site inspection followed by periodic inspections will be conducted by the city to ensure compliance with the tree preservation and protection plan.

88-424-09-A. Tree Protection Measures

All trees to remain, per the approved tree preservation and protection plan, shall be protected during construction by fencing and barriers as shown on the approved tree preservation and protection plan and on construction documents. All measures shall be erected and in place prior to commencement of any land disturbance, demolition, or construction activity. Protective/temporary fencing shall be required for all

protected trees to remain to prevent infringement on the root system from any construction-related activities.

- 1. The protective fencing shall be installed at the dripline of the tree or 1' for every 1" diameter at breast height away from the trunk, whichever is greater.*
- 2. The fencing shall remain in place until all other construction-related activity has been completed or final grade achieved and until final landscaping has been completed.*

88-424-09-B. Prohibited Activities

The following activities are prohibited within the protective fencing area:

1. Storage of materials for construction.
2. Collection of waste accumulated due to excavation, demolition, or construction activities.
3. Cleaning of equipment or depositing materials or liquids, including but not limited to paint, solvents, asphalt, concrete, or mortar.
4. Attachment of signs, wires, nails, or similar materials to a protected tree.
5. Vehicular and construction equipment traffic or parking.
6. Grade changes, including filling or excavating or other land disturbance;
7. Soil compaction within the drip line of the area resulting from vehicular traffic or storage of equipment.

88-424-09-C. Additional Measures

Other protective measures may be required, based upon the individual characteristics of the site and the proposed construction methods.

88-424-10. Payment in Lieu of Planting Trees as Required with Mitigation

88-424-10-A Notwithstanding anything contained in 88-424, the developer may elect, at any time before approval of the preliminary plat by the development review committee or the city plan commission, to pay money to the tree planting fund in lieu of planting trees as required with mitigation.

88-424-10-B Calculation of Tree Mitigation Requirements as shown in Table 88-424-07, as follows:

1. The payment for trees removed is based upon the number of tree caliper inches required multiplied by the average cost per caliper inch replacement trees, including planting and maintenance, per acre of canopy cover removed.
2. The tree replacement cost per caliper inch is established by wholesale tree prices and the average costs of current tree planting contract rates, and will include all costs for materials, labor, maintenance, and warranty.
3. The average tree replacement cost per caliper inch will be reviewed annually, or as determined necessary, by the city forester and adjusted accordingly.

88-424-11. Capital Improvement Sales Tax Fund-Tree Planting Appropriation

88-424-11-A. Purpose. The purpose of the Capital Improvement Sales Tax Fund-Tree Planting appropriation is to facilitate tree planting, to ensure mitigation or tree replacement when tree preservation or tree mitigation standards are not met on a particular development site, and to advance the City's goals for the urban forest and intend to achieve equitable distribution of tree-related benefits across the City.

88-424-11-B. Expenditures. Money in the Capital Improvement Sales Tax Fund-Tree Planting appropriation may be used only as follows:

1. To plant trees and maintain newly established trees on public property, including within street right of ways. Planting trees includes the cost of materials and labor necessary to install and maintain a tree during the warranty period.
2. Expenditures may include but are not limited to labor, materials, administration, education and outreach for both City staff and contracted services.

88-424-11-C. Contributions. Contributions to the Capital Improvement Sales Tax Fund-Tree Planting appropriation may occur through a number of means, including:

1. Payment made in lieu of tree mitigation as part of a permit issued as stated in Section 88-424-10;
2. Payment made in lieu of preservation or planting where site or street characteristics or development requirements make it infeasible to meet the requirements of 88-424;
3. Payment of restoration fees for enforcement actions for trees; and
4. Voluntary contributions.

88-424-11-D. Administration of the Capital Improvement Sales Tax Fund-Tree Planting Appropriation. The Tree Planting appropriation is under the requisitioning authority and administered by the Director of Parks and Recreation and shall be maintained in a dedicated separate account and is independent of the general fund. Any balance in the

Capital Improvement Sales Tax Fund-Tree Planting appropriation will be carried forward into subsequent fiscal years.

Section 2. Amending Section 88-810, Definitions, by adding and inserting definitions applicable to the new code section set forth in Section 1 as follows:

88-810. DEFINITIONS

88-810-275. CANOPY

The combined crowns of all trees on a tract of land.

88-810-351. COMPACTION

The densification of a fill by mechanical means.

88-810-401. CROWN CLOSURE

The ground area covered by the vertically projected crowns of the tree cover upon the ground; and amount of shading provided by the tree canopy over land.

88-810-431. CUTTING

Chopping, shearing, or shredding a tree, beyond removal of the crown, often performed with the intent of destroying the tree to remove roosting habitat of certain species in advance of development. Does not include trimming or pruning.

88-810-513. DIAMETER BREAST HEIGHT (DBH)

The diameter of a tree measured at a point 4.5 feet above the ground. If a tree splits into multi-trunks, the trunk is measured at its narrowest point below the split.

88-810-523. DRIP LINE

The area encircling the base of a tree, the minimum extent of which is delineated by a vertical line extending from the outermost tips of the tree branches down to the ground.

88-810-682.1. GRADING

Any excavating or filling of earth materials or any combination thereof.

88-810-715. LAND DISTURBANCE

Any activity that changes the physical conditions of landform, vegetation, and hydrology. Such activities include, but not limited to clearing, removal of vegetation, stripping, grading, grubbing, excavating, filling, logging, and storing of materials.

88-810-885.1. MITIGATION

The planting of trees on-site to lessen the loss of canopy and environmental damage caused by the removal of or injury to protected trees, as determined by the approved tree preservation and protection plan, during development.

88-810-935. NATIVE SPECIES

Any plant occurring naturally in within the region and not introduced by man;

indigenous.

88-810-1335. PROTECTED TREE

A tree of specified DBH, location on the site, or significance as identified on the approved tree preservation and protection plan.

88-810-1336. PRUNING

Removal of tree limbs to standards set forth by ANSI A300. At no time shall topping, tipping or flush cutting of trees be deemed a form of “pruning.”

88-810-1409. REFORESTATION

The act of planting trees in accordance with mitigation.

88-810-2031. STREET TREE

A tree located within the public right of way and planted between the curb and sidewalk, within a tree well located on a sidewalk, or within a tree easement in or adjacent to the public right of way.

88-810-2161. TOPPING

The cutting back of limbs to stubs within the tree’s crown, to such a degree as to remove the normal canopy and disfigure the tree; or the cutting back of limbs or branches to lateral branches that are less than one-half of the diameter of the limb or branch that is cut. Also referred to as stubbing, dehorning, pollarding, and heading.

88-810-2166. TREE

Any self-supporting woody perennial plant, usually having a main stem or trunk and several branches, and at maturity normally attaining a trunk diameter greater than 3 inches at DBH and a height of over 10 feet.

88-810-2166.1. TREE CANOPY COVER

Grouping of trees of one acre or larger in area with a crown closure of twenty percent or greater.

88-810-2166.2. TREE PRESERVATION AND PROTECTION PLAN

A plan that delineates areas of the site (buffer and remainder of site) and identifies protected trees to be preserved or be removed. The plan sets forth measures to be taken to ensure protection and survivability of trees to be saved, prior to and during construction.

88-810-2166.3. TREE PROTECTION

Fencing, barriers, or other measures intended to protect those trees to remain, including soil and root structure below, per the approved tree preservation and protection plan, construction documents, and ANSI A300 Construction Management Standard – Part 5

(2019).

88-810-2166.4. TREE REMOVAL

Removal of a tree(s), through either direct or indirect actions including, but not limited to, clearing, topping, or cutting, causing irreversible damage to the health of the tree(s).

Section 3. That the Council finds and declares that before taking any action on the proposed amendment to Chapter 88 hereinabove, all public notices have been given and hearings have been held as required by law.

Section 4. The City Manager is hereby directed to report back to the Neighborhood Planning and Development Committee one year after the passage of this ordinance to review the impact of this ordinance.

..end

Approved as to form:

Sarah Baxter
Senior Associate City Attorney

**No Fact Sheet
Provided for
Ordinance No.**

220961



File #: 230044

ORDINANCE NO. 230044

Sponsor: Director of the Health Department

Approving a \$600,000.00 contract, using previously appropriated funds, with Mattie Rhodes Center to assemble a Hispanic Outreach Team in the Kansas City area; and authorizing the Director of Health to extend the term of the contract or increase the total contract dollar amount upon need and appropriation without further Council approval.

WHEREAS, within the U.S. Bureau of Justice Assistance’s grant, accepted and approved in Ordinance No. 220933, the Health Department’s Aim4Peace Program will support the implementation of two Community Based Violence Intervention and Prevention Initiative (CVIPI) Neighborhood Outreach Teams in the East Patrol Division; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That a \$600,000.00 contract with Mattie Rhodes Center to assemble a Hispanic Outreach Team as part of the Health Department’s Aim4Peace Community Based Violence Intervention and Prevention Initiative for the contract period of February 1, 2023 to September 30, 2025, to be paid from funds previously appropriated in Account No. 23-2480-505082-G50508225. A copy of the contract, in substantial form, is on file with the Director.

Section 2. That the Director is hereby authorized to extend the term of this contract without further Council approval and that the Director is also hereby authorized to amend this contract to increase or decrease the total contract dollar amount contingent upon the need and availability of appropriated funds.

..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 Guarino
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Health

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 \$600,000.00 contract with Mattie Rhodes Center to assemble a Hispanic Outreach Team in the Kansas City area; and authorizing the Director of Health to extend the term of the contract or increase the total contract dollar amount upon need and appropriation without further Council approval.

Discussion

The City of Kansas City, Missouri (KCMO) Health Department’s Aim4Peace Program (A4P) has been awarded a grant from the U.S. Bureau of Justice Assistance (BJA) to provide funding to implement the Cure Violence model in Kansas City, MO. 30% of the overall grant budget is allocated within the grant award to support the implementation of two Community Based Violence Intervention and Prevention Initiative (CVIPI) Neighborhood Outreach Teams in the East Patrol Division.

This contract is with the Mattie Rhodes Center to assemble a Hispanic response team to support the program. Outcomes with primary activities include: strengthening the existing multidisciplinary team, conducting a new needs assessment to compliment the 2020 Blueprint, creation of a new Violence Reduction Strategic Plan, participating in all trainings, technical assistance and evaluation required by the BJA, developing a sustainability plan with the CVIPI partnering team, and ultimately, preventing and reducing violent crime.

Fiscal Impact

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

2. What is the funding source?

2480 - Health Grants Fund

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

Encumbers \$600,000.00 of grant funds.

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



City of Kansas City, Missouri

Docket Memo

All funds will be encumbered this fiscal year and remaining fund will roll forward into next fiscal year. Expenses will be incurred next fiscal year.

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

Leverage outside funding.

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?

Public Safety (Press tab after selecting.)

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
-
-



City of Kansas City, Missouri

Docket Memo

Prior Legislation

220933 - Accepting and approving a \$2,000,000.00 grant with the US Bureau of Justice Assistance that provides funding to implement the Cure Violence model in Kansas City, MO

Service Level Impacts

KPIs

80% Percent of Aim4Peace (street conflict) mediations are resolved.

80% Percent of community service activities supported by Aim4Peace in the target neighborhoods.

Other Impacts

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

This contract will focus on reducing violence amongst the hispanic population by providing alternatives to violence and support with the implementation of the Aim4Peace/Cure Violence Model.

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

An RFP was issued by the Health Department to find a Hispanic-Serving Organization to assist in creating an Hispanic Outreach Team. The strongest proposal was selected to meet the needs of the Hispanic community.

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

This contract allows for community partners to offer alternatives, in conjunction with the Aim4Peace Program, to violence. It will also provide case management services to those who find themselves impacted by violence.

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

N/A

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

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

Date: 1/24/23

Form Prepared By: Kimberlee Hughes

Contract/Project Number: 5082230091	Project Name: Hispanic Violence Prevention Outreach Team
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Owning Department: Health Department	Project Manager: Rashid Junaid
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Funding: City State Federal CO-OP Grant: BJA - CVIPI Other:

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

Tax Incentive: LCRA TIF PIEA N/A Other:

Prevailing Wage: Yes No

Davis-Bacon: Yes No

Presenting to Council¹: Yes No

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

Estimated Number of Project Days: 1003	Anticipated Solicitation Date: 11/8/22
--	--

Contract Type:

Construction Design-Build Design Professional Professional Services

General Service Concession Other Goods & Services Non-Municipal Agency

Co-Operative Revenue Sharing Facilities Maintenance/Repair/Renovation

Other:

Description of Contract (Provide Details):

Approach #1: Detect and Interrupt Potentially Violent Conflicts or Potential Shooting Events. MRC will support Violence Interrupters and Outreach Workers. Approach #2: Identify and Treat Highest Risk Individuals. MRC will ensure that Violence Interrupters and Outreach Workers have the credibility, rapport, and knowledge to identify and work with individuals/groups at highest risk for involvement in shootings and killings. Approach #3: Community Mobilization/Change Behavioral Norms. Through credibility and rapport, MRC will ensure that Violence Interrupters and Outreach Workers are working to change the behavioral norms that lead to violence in targeted communities by planning and participating in community activities and public education efforts, assisting with coalition building, and leading and participating in activities engage the community. MRC will communicate its role in violence reduction and inform partners of the needs and opportunities for active involvement. Approach #4: Continual Data Collection, Monitoring and Reporting. Accurate data collection, monitoring and reporting help to strengthen the efficacy of the program and measure the reduction of violence.

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

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

FOR GENERAL SERVICES DEPARTMENT (PROCUREMENT) USE ONLY:

Reviewed CREO Annual Goal Manual? Yes No

Waiver being applied? Yes No Type: _____

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

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

Electronic Record? Yes No

GSD Signature: _____ Date: _____

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

Reviewed CREO Annual Goal Manual? Yes No N/A

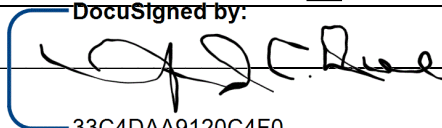
The following Goals are approved for this Project:

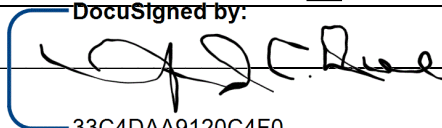
14 % MBE	14 % WBE	_____ % DBE
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No Goals are set for this Project Waiver Approved Waiver Denied

Reason for Wavier: _____

Electronic Record? Yes No

CREO Signature:  Date: 1/30/2023



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**Civil Rights & Equal Opportunity Department
Economic Equity & Inclusion
Nondiscrimination & Equal Opportunity Review Form**

Date: 1/24/23

Form Prepared By: Kimberlee Hughes

Contract/Project Number: 5082230091	Project Name: Hispanic Violence Prevention Outreach Team
Developer/Prime:	Contact Information:
Final Contract Value: \$600,000.00	Project Manager: Rashid Junaid

Funding: City State Federal CO-OP Grant: BJA - CVIPI Other:
 Project Requirements: M/WBE DBE Section 3 N/A
 Tax Incentive: LCRA TIF PIEA Ch. 100 Other: N/A
 Prevailing Wage: Yes No
 Davis-Bacon: Yes No
 Construction Employment Program: Yes: Workforce goals are 10% Minority & 2% Women. There are over 800 Workforce hours and project cost is \$300,000 or more.
 No: Workforce hours are less than 800 and project cost is less than \$300,000.

Contracts & Leases	Nondiscrimination
Ch. 3 Article IV: <u> X </u>	Ch. 38: <u> See changes needed </u>
RSMo 213: <u> See changes needed </u>	Title VI: <u> X </u>
MWDBE: <u> see changes needed </u>	Prevailing Wage and Labor Standards: <u> see changes needed </u>
SLBE: <u> N/A </u>	RSMo 34 Anti-Discrimination Against Israel: <u> See changes ne </u>

Contract Type:

Construction Design-Build Design Professional Professional Services
 General Service Concession Other Goods & Services Non-Municipal Agency
 Co-Operative Revenue Sharing Facilities Maintenance/Repair/Renovation
 Other:

Additional Information:
 Contract Scope:
 Approach #1: Detect and Interrupt Potentially Violent Conflicts or Potential Shooting Events. MRC will support Violence Interrupters and Outreach Workers. Approach #2: Identify and Treat Highest Risk Individuals. MRC will ensure that Violence Interrupters and Outreach Workers have the credibility, rapport, and knowledge to identify and work with individuals/groups at highest risk for involvement in shootings and killings. Approach #3: Community Mobilization/Change Behavioral Norms. Through credibility and rapport, MRC will ensure that Violence Interrupters and Outreach Workers are working to change the behavioral norms that lead to violence in targeted communities by planning and participating in community activities and public education efforts, assisting with coalition building, and leading and participating in activities engage the community. MRC will communicate its role in violence reduction and inform partners of the needs and opportunities for active involvement. Approach #4: Continual Data Collection, Monitoring and Reporting. Accurate data collection, monitoring and reporting help to strengthen the efficacy of the program and measure the reduction of violence.

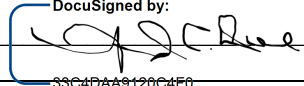
This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

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

The Document is:
 Approved Disapproved

Changes Needed: ch. 38 Living wage of \$15 must be included as a requirement
 ch. 38 nondiscrimination must be included (current contract only references state and federal law)

Federal Provisions Included: Nondiscrimination against Israel must be included
 Approved Disapproved Not Applicable

CREO Signature:  Date: 1/30/2023

Comments: The data collection, monitoring and reporting Have been reviewed for subcontracting opportunities. The subcontracting goals are applied on the Goal Request Form attached hereto.

