

Kansas City

414 E. 12th Street
Kansas City, MO 64106



Agenda - Final

Wednesday, January 26, 2022

10:30 AM

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

26th Floor, Council Chamber

Finance, Governance and Public Safety Committee

Katheryn Shields, Chair

Heather Hall, Vice Chair

Ryana Parks-Shaw

Melissa Robinson

Lee Barnes

Kevin McManus

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>

220062

Approving and authorizing settlement of the lawsuit entitled *Aaron Gunn v. City of Kansas City, Missouri*, Case No. 2116-CV03662, filed in the 16th Circuit Court of Jackson County Missouri in the amount of \$67,500.00.

HELD IN COMMITTEE

ADDITIONAL BUSINESS

1. There will be a discussion of the Risk Management Program.
2. Staff from the Finance Department will present the independent audit and results of operations for the fiscal year ended April 30, 2021, including Required Communications, the Annual Comprehensive Financial Report, Popular Annual Financial Report, and Uniform Guidance Report relating to Federal grants.
3. There may be an additional general discussion regarding current Finance, Governance, and Public Safety Committee issues.
4. Closed Session

Pursuant to Section 610.021 subsection 1 of the Revised Statutes of Missouri to discuss legal matters, litigation, or privileged communications with attorneys;

- Pursuant to Section 610.021 subsection 2 of the Revised Statutes of Missouri to discuss real estate;
- Pursuant to Section 610.021 subsections 3 and 13 of the Revised Statutes of Missouri to discuss personnel matters;
- Pursuant to Section 610.021 subsection 9 of the Revised Statutes of Missouri to discuss employee labor negotiations;
- Pursuant to Section 610.021 subsection 11 of the Revised Statutes of Missouri to discuss specifications for competitive bidding;

- Pursuant to Section 610.021 subsection 12 of the Revised Statutes of Missouri to discuss sealed bids or proposals; or
- Pursuant to Section 610.021 subsection 17 of the Revised Statutes of Missouri to discuss confidential or privileged communications with the auditor

5. Those who wish to comment on proposed ordinances ca 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=3hOubIq4fok>

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

- To watch archived meetings, visit the City Clerk's website and look in the Video on Demand section:

http://kansascity.granicus.com/ViewPublisher.php?view_id=2

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

Adjournment



File #: 220062

ORDINANCE NO. 220062

Approving and authorizing settlement of the lawsuit entitled *Aaron Gunn v. City of Kansas City, Missouri*, Case No. 2116-CV03662, filed in the 16th Circuit Court of Jackson County Missouri in the amount of \$67,500.00.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the payment of the sum of settlement for lawsuit *Aaron Gunn v. City of Kansas City, Missouri # 2116-CV03662* in the amount of \$67,500.00 as recommended by the City Attorney and the Risk Management Committee, is hereby approved.

Section 2. That the City Attorney is hereby authorized to pay the sum of \$67,500.00 in settlement of said claims in this charge from funds previously appropriated in Account No. 22-7010-131543-B, Public Official Liability Fund.

..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 and legality:

Sarah Duggan
Assistant City Attorney

GENERAL Ordinance Fact Sheet

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Ordinance Number

Brief Title: Approval of settlement of lawsuit entitled *Aaron Gunn v. City of Kansas City, Missouri*, Case No. 2116-CV03662

Approval Deadline:

Reason: For approval of settlement of *Aaron Gunn v. City of Kansas City, Missouri* Case No. 2116-CV03662

Details

<p>Reason for Legislation To seek City Council approval and authorization of a \$67,500.00 settlement of the lawsuit <i>Aaron Gunn v. City of Kansas City, Missouri</i> Case No. 2116-CV03662</p>
<p>Discussion <i>(including relationship to other Council actions)</i></p> <p>Plaintiff claims he was sexually harassed and retaliated against due to his protected activity. This settlement resolves any potential liability, punitive damages, and attorneys' fees.</p> <p>Is it good for the children? Yes.</p>

Positions / Recommendations

Sponsor(s): Matthew Gigliotti, City Attorney	
Programs, Departments, or Groups Affected Water Department	
Applicants/Proponents	Applicant City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reasons Against:
Board or Commission Recommendation	<input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For, with revisions or conditions
Council Committee Action	<input type="checkbox"/> Do Pass <input type="checkbox"/> Do Pass (as amended) <input type="checkbox"/> Committee Substitute <input type="checkbox"/> No Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do Not Pass

Details

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Policy / Program Impact

Policy or Program Change	9 No 9 Yes
Operational Impact Assessment	

Finances

Cost and Revenue Projections	Cost of Legislation \$67,500.00 Increase/Decrease in Revenue Expected Annually
Fund Sources	22-7010-131543-B

Applicable Dates:

Fact Sheet Prepared By:

Sarah Duggan, Assistant City Attorney

Reviewed By:

Tara Kelly, Senior Associate City Attorney
Matthew Gigliotti, City Attorney

Reference Numbers:

LEGISLATIVE FISCAL NOTE	LEGISLATION NUMBER:	
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LEGISLATION IN BRIEF:

Approval of settlement of a lawsuit entitled Aaron Gunn v City of Kansas City, Missouri, Case No. 2116-CV03662

What is the purpose of this legislation? OPERATIONAL

For the purpose of authorizing expenditures new or planned to conduct municipal services

Does this legislation spend money? Yes/No

See Sections 01, 02 and 03 for sources of funding

Does this legislation estimate new Revenues? Yes/No

0

Does this Legislation Increase Appropriations? Yes/No

Are costs associated with this legislation ongoing (Yes)? Or one-time (No) Yes/No

See Section 00: "Notes" Below

Section 00: Notes:

Five years of operational costs for ongoing programs should be included in Section 04 below.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?					
FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
7010	131543	618200		67,500.00	
Section 02: If applicable, where will new revenues be estimated?					
FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
Section 03: If applicable, where will appropriations be increased?					
FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
NET IMPACT ON OPERATIONAL BUDGET				-	-

RESERVE STATUS:

SECTION 04: FIVE-YEAR FISCAL IMPACT (Direct and indirect)

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
7010	City Legal Expense	67,500						
TOTAL REV		-	-	-	-	-	-	-
TOTAL EXP		67,500	-	-	-	-	-	-
NET Per-YEAR IMPACT		(67,500)	-	-	-	-	-	-
NET IMPACT (SIX YEARS)		(67,500.00)						

REVIEWED BY **Kitty Steffens** DATE **1/18/2022**