



Agenda

Finance, Governance and Public Safety Committee

Chairperson Andrea Bough

Vice Chair Quinton Lucas

Councilmember Crispin Rea

Councilmember Darrell Curls

Councilmember Wes Rogers

Tuesday, July 30, 2024

10:30 AM

26th Floor, Council Chamber

Webinar Link: <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 LIMITED TO TWO MINUTES *****

Lucas

[240602](#) Sponsor: Mayor Quinton Lucas

Authorizing the City Manager to solicit credit assistance through the Transportation Infrastructure Finance and Innovation Act (“TIFIA”) in an amount not to exceed \$65 million to assist with the design and construction of the South Loop Link Project (“the Project”); and directing the Director of Finance to develop a plan of finance.

Attachments: [Docket Memo 240602](#)

City Manager's Office

[240621](#) Sponsor: City Manager

Approving the Ninth Amendment to the Arlington Road Tax Increment Financing Plan.

Attachments: [Arlington Road TIF 9th Amendment - PILOTS - EATS - Assessed Values](#)
[TIF - Arlington Road - 9th Amendment - DOCKET MEMO](#)
[TIF Arlington - Ninth Amendment to TIF Plan\(615109667.2\)](#)

City Manager's Office

[240622](#) Sponsor: City Manager

Approving and designating Redevelopment Project Area 8 of the Arlington Road Tax Increment Financing Plan as a Redevelopment Project Area; and adopting tax increment financing therefore.

Attachments: [TIF - Arlington Road - Project Area 8 - DOCKET MEMO](#)

Director of the Law Department

[240625](#) Sponsor: Director of Law Department

Approving and authorizing settlement in the amount of \$74,929.38 for a claim for a Workers' Compensation benefit filed by Jeffrey Hursman for injuries resulting from an accident on December 17, 2021, while employed by the City.

Attachments: [Docket Memo TMP 4509](#)

O'Neill, Rogers and Bough

[240626](#) Sponsor(s): Councilmembers Kevin O'Neill, Wes Roger and Andrea Bough

Approving the Amended Fourth Amendment to the Barry Towne Increment Financing Plan.

Attachments: [Barry Towne TIF Plan 4th Amendment -Addendum to Exhibit 8 - Economic Development Area Study 2024 4881-7603-8608 v.1](#)
[Barry Towne - Amended 4th Amendment - DOCKET MEMO](#)
[Barrytowne Exhibit 4\(606187258.4\)](#)
[TIF - Barry Towne TIF Plan - 4th Amendment to TIF Plan\(604483299.7\)](#)

Lucas

[240627](#) Sponsor: Mayor Quinton Lucas

RESOLUTION - Directing the City Manager to propose to the Board of Police Commissioners the creation of a unified 911 dispatch system for both the Police and Fire Departments.

Attachments: [No docket memo 240627](#)

Rogers

[240632](#) Sponsor: Councilmember Wes Rogers

RESOLUTION - Directing the City Manager to collect and aggregate data on businesses within Kansas City for the purpose of developing a business data dashboard and small business support programs, inclusive of tax redirection for defined small businesses.

Attachments: [No docket memo 240632](#)

City Manager's Office

[240634](#) Sponsor: City Manager

Approving and designating Redevelopment Project Area K of the Arlington Road Tax Increment Financing Plan as a Redevelopment Project Area; and adopting tax increment financing therefore

Attachments: [TIF - Arlington Road - Project Area K - DOCKET MEMO](#)

Parks-Shaw

[240638](#) Sponsor: Mayor Pro Tem Ryana Parks-Shaw

Amending Chapter 2, Code of Ordinances, by enacting a new Section 2-1621 for the purpose of prohibiting City deposits in institutions engaging in predatory lending or abusive financial practices.

Attachments: [No docket memo 240638](#)

Lucas

[240642](#) Sponsor: City Manager

Authorizing the City Manager to execute a Contribution Agreement with DTC Community Development, Inc. in connection with the South Loop Link Project (“Project”); estimating revenue in the amount of \$1 million to the project account; authorizing the City Manager to execute Contract Amendment No. 3 with HNTB in an amount not to exceed \$11,203,000 for Design Professional Services in Connection with the Project; authorizing the City Manager to spend the sum of \$11,203,000 in connection with the Contract Amendment No. 3, referenced herein; and recognizing an accelerated effective date.

Attachments: [Docket Memo HNTB Contract - South Loop Ordinance 240642-Revised CUP Summary-89022041-001-Amend 3.pdf](#)

Lucas

[240647](#) Sponsor: Mayor Quinton Lucas

Establishing Fund No. 3454, the Special Obligation Bond Series 2025B Projects Fund, in the records of the City of Kansas City; estimating revenue in the amount of \$14,805,361.03 in the Special Obligation Bond Series 2025B Projects Fund, No. 3454; and appropriating the same in Fund 3454; appropriating funds in the amount of \$1,914,172.97 in the Water Revenue Bond Series 2024 Fund, No. 8081; appropriating funds in the amount of \$2,650,000.00 in the Sewer Fund, No. 8110; authorizing a construction contract with Infrastructure Solutions, LLC, with a total value of \$14,771,134.00 for the West Bottoms Phase I project (the “Project”); authorizing the City Manager to negotiate and execute a reimbursement agreement with the Planned Industrial Expansion Authority (PIEA) for reimbursement of design professional services associated with all phases of design of the West Bottoms Public Improvements Project; designating requisitioning authorities; declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures; authorizing the Director of Finance to close project accounts upon completion; and establishing May 1, 2024, as the effective date of this ordinance.

Attachments: [Docket Memo 240647 West Bottoms](#)

Bunch

[240648](#) Sponsor: Councilmember Eric Bunch

Estimating revenue in the amount of \$3,591,162.50 in contributions from PortKC in the General Fund and appropriating a like transfer to the Capital Improvements Fund; estimating revenue in the Capital Improvements Fund and appropriating same to the Grand Avenue Bike/Pedestrian Bridge Project (the “Project”); estimating bond proceeds in the amount of \$7,300,000.00 and appropriating same to the Project; approving a plan of finance for the Project; designating requisitioning authority; declaring the City’s intent to reimburse itself for certain expenditures; authorizing the Director of Finance to close project accounts upon completion; and declaring this ordinance as having an accelerated effective date .

Attachments: [Docket Memo 240648](#)
[Ordinance 240648 - Grand Blvd Bike Ped Bridge](#)

HELD IN COMMITTEE

Lucas

[240401](#) Sponsor: Mayor Quinton Lucas

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

Attachments: [No Docket Memo 240401](#)

Lucas

[240409](#) Sponsor: Mayor Quinton Lucas

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

Attachments: [Docket Memo 240409](#)

ADDITIONAL BUSINESS

1. There may be a general discussion regarding current Finance, Governance, and Public Safety 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.

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

- Live Stream on the city's website at www.kcmo.gov
- Live Stream on the city's YouTube channel at <https://www.youtube.com/watch?v=3hOuBlg4fok>
- Watch Channel 2 on your cable system. The channel is available through Time Warner Cable (channel 2 or 98.2), AT&T U-verse (channel 99 then select Kansas City) and Google Fiber on Channel 142.
- To watch archived meetings, visit the City Clerk's website and look in the Video on Demand section: http://kansascity.granicus.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 #: 240602

ORDINANCE NO. 240602

Sponsor: Mayor Quinton Lucas

Authorizing the City Manager to solicit credit assistance through the Transportation Infrastructure Finance and Innovation Act (“TIFIA”) in an amount not to exceed \$65 million to assist with the design and construction of the South Loop Link Project (“the Project”); and directing the Director of Finance to develop a plan of finance.

WHEREAS, the Project anticipates the construction of an urban park over Interstate 670 from Wyandotte Street to Grand Boulevard on the south side of the downtown loop to be funded from a variety of federal, state, local, and private sources; and

WHEREAS, the City has identified the Transportation Infrastructure Finance and Innovation Act of 1998 (“TIFIA”) program administered by the Department of Transportation’s Build America Bureau (“the Bureau”) as a potential source of financing for the Project; and

WHEREAS, the City and the Bureau have executed an Emerging Projects Agreement, dated October 23, 2023, to establish a framework for the City to receive technical assistance from the Bureau to address extensive, complex, multi-modal, and multi-jurisdictional projects; and

WHEREAS, the City and the Bureau have reviewed the Project and have determined that the Project is eligible under the relevant Build America Bureau credit program; and

WHEREAS, the City needs to evaluate the borrowing costs and fees which may become due if the Project is approved to proceed; and

WHEREAS, the City wishes to submit a Letter of Interest to the Bureau to receive formal consideration for funding assistance to begin construction of the Project; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY

Section 1. That the City Manager is hereby authorized to submit a Letter of Interest to solicit credit assistance through the Transportation Infrastructure Finance and Innovation Act (“TIFIA”) in an amount not to exceed \$65 million to assist with the design and construction of the South Loop Link Project (“the Project”).

Section 2. Directing the Director of Finance to develop a financial model to support the proposed financial assistance, including all associated costs and fees.

..end

Approved as to form:

Samuel Miller
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240602

Submitted Department/Preparer: City Manager's Office

Revised 6/10/24

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

Executive Summary

Authorizing the City Manager to solicit credit assistance through the Transportation Infrastructure Finance and Innovation Act ("TIFIA") in an amount not to exceed \$65 million to assist with the design and construction of the South Loop Link Project ("the Project"); and directing the Director of Finance to develop a plan of finance.

Discussion

This ordinance would authorize the City Manager to submit a Letter of Interest for the purpose of soliciting credit assistance through the Transportation Infrastructure Finance and Innovation Act ("TIFIA"), for an amount not exceeding \$65 million. Funds will assist with the design and construction of the South Loop Link Project.

This ordinance also directs the Finance Director to develop a financial model to support the financial assistance.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
To be determined.
3. How does the legislation affect the current fiscal year?
It will not impact the current fiscal year.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Yes. If credit financing is approved, debt service will become an on-going annual expense.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
Legislation is supporting a number of outside federal, state and private sources.

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

Additional Discussion (if needed)

This ordinance is authorizing a solicitation for funding and has no current identified funding source.

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
- Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

Prior Legislation

Service Level Impacts

Other Impacts

1. What will be the potential health impacts to any affected groups?
The eventual construction of this project will mitigate air quality and sound issues that currently exist in the area around I-670. The project, when constructed, will also add green spaces and mitigate urban heat island effects.
2. How have those groups been engaged and involved in the development of this ordinance?
This project has been subject to significant public engagement. It is currently in 30% design phase. Additional engagement is planned in the coming weeks while the City conducts a period of public comment as required by the National Environmental Policy Act.
3. How does this legislation contribute to a sustainable Kansas City?
The South Loop Park will add green space to downtown Kansas City which in turn will assist in mitigating heat island effects, improving air quality, support bio-diversity, and provide recreational opportunities for residents and visitors.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)
5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

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

No(Press tab after selecting)

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

No(Press tab after selecting)



File #: 240621

ORDINANCE NO. 240621

Sponsor: City Manager

Approving the Ninth Amendment to the Arlington Road Tax Increment Financing Plan.

WHEREAS, pursuant to the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the “Act”), the City Council of Kansas City, Missouri (the “City Council”) by Ordinance No. 54556 passed on November 24, 1982, and thereafter amended in certain respects by Committee Substitute for Ordinance No. 911076, as amended, passed on August 29, 1991, Ordinance No. 100089, as amended, passed on January 28, 2010, and Ordinance No. 130986, passed on December 19, 2013, Committee Substitute for Ordinance No. 140823, as amended on, June 18, 2015 and Committee Substitute for Ordinance No. 230524, passed on June 22, 2023, created the Tax Increment Financing Commission of Kansas City, Missouri (the “Commission”); and

WHEREAS, on November 6, 2014, the City Council passed Committee Substitute for Ordinance No. 140916 approving the Arlington Road Tax Increment Financing Plan (the “Redevelopment Plan”), and designated the area described therein as a redevelopment area (the “Redevelopment Area”); and

WHEREAS, the City Council, by Ordinance No. 150758, accepted the recommendations of the Commission, and approved the First Amendment to the Redevelopment Plan on September 17, 2015; and

WHEREAS, the City Council, by Ordinance No. 160241, accepted the recommendations of the Commission, and approved the Second Amendment to the Redevelopment Plan on April 7, 2016; and

WHEREAS, the City Council, by Ordinance No. 170865, accepted the recommendations of the Commission, and approved the Third Amendment to the Redevelopment Plan on November 9, 2017; and

WHEREAS, the City Council, by Ordinance No. 180280, accepted the recommendations of the Commission, and approved the Fourth Amendment to the Redevelopment Plan on June 21, 2018; and

WHEREAS, the City Council, by Ordinance No. 190996, accepted the recommendations of the Commission, and approved the Fifth Amendment to the Redevelopment Plan on December 19, 2019; and

WHEREAS, the City Council, by Ordinance No. 210981, accepted the recommendations of the Commission, and approved the Sixth Amendment to the Redevelopment Plan on November 10, 2021; and

WHEREAS, the City Council, by Ordinance No. 220090, accepted the recommendations of the Commission, and approved the Seventh Amendment to the Redevelopment Plan on February 3, 2022; and

WHEREAS, the City Council, by Ordinance No. 221033, accepted the recommendations of the Commission, and approved the Eighth Amendment to the Plan on December 8, 2022; and

WHEREAS, a Ninth Amendment to the Redevelopment Plan (the “Ninth Amendment”) was proposed to the Commission and the Commission, having been duly constituted in accordance with Section 99.820.3 of the Act, and its members appointed, after proper notice was given, met in public hearing, and after receiving the comments of all interested persons and taxing districts, closed the public hearing on July 10, 2024, and adopted Resolution No. 07-2-24 recommending approval of the Ninth Amendment to the Redevelopment Plan; and

WHEREAS, the Ninth Amendment provides for (1) certain modifications to the Redevelopment Area, (2) the addition of legal descriptions for Redevelopment Project Area K and Redevelopment Project 8, (3) certain modifications to the Site Maps, (4) certain modifications to the Estimated Annual Increase in Assessed Value and Resulting Payments In Lieu of Taxes and Projected Economic Activity Taxes, and (5) the inclusion of all conforming changes within the Exhibits to the Plan that are in furtherance of the foregoing modifications; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. The Ninth Amendment to the Plan (the “Ninth Amendment”) to the Arlington Road Tax Increment Financing Plan is hereby approved and adopted as valid.

Section 2. That all terms used in this ordinance, not otherwise defined herein, shall be construed as defined in the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865, RSMo (“Act”).

Section 3. That the City Council hereby finds that good cause has been shown for the Ninth Amendment of the Plan and that the findings of the Council in Ordinance Nos. 140916, No. 150758, No. 160241, No. 170865, No. 180280, No. 190996, No. 210981, No. 220090, and No. 221033, except as expressly modified by the Ninth Amendment, are not affected by the Ninth Amendment and apply equally to the Ninth Amendment.

Section 4. That the Ninth Amendment does not alter the previous findings of the City Council as follows:

- a. The Redevelopment Area as a whole is an economic development area, as defined in Section 99.805 of the Act, has not been subject to growth and development through investment by private enterprise, and would not reasonably be anticipated to be developed without the adoption of the Redevelopment Plan. The lack of sufficient street improvements, interchanges, and other infrastructure has inhibited the development of the Redevelopment Area.
- b. The Plan, as amended by the Ninth Amendment, conforms to the comprehensive plan for the development of the City as a whole.
- c. The areas selected for Redevelopment Projects include only those parcels of real property and improvements thereon which will be directly and substantially benefited by the Redevelopment Project Improvements.
- d. The estimated dates of completion of the Redevelopment Projects and retirement of obligations incurred to finance Redevelopment Project Costs have been stated in the Plan, as amended by the Ninth Amendment, and are not more than 23 years from the passage of any ordinance approving a Redevelopment Project within the Redevelopment Area.
- e. The Plan, as amended by the Ninth Amendment, includes a plan for relocation assistance for businesses and residences.
- f. A cost-benefit analysis showing the impact of the Plan, as amended by the Ninth Amendment, on each taxing district which is at least partially within the boundaries of the Redevelopment Area has been prepared in accordance with the Act.
- g. The Plan, as amended by the Ninth Amendment, does not include the initial development or redevelopment of any gambling establishment.
- h. A study has been completed and the findings of such study satisfy the requirements provided under Section 99.810, RSMo.

Section 5. That the Commission is authorized to issue obligations in one or more series of bonds secured by the Arlington Road Tax Financing Plan Account of the Special Allocation Fund to finance Redevelopment Project Costs identified by the Plan, as amended by the Ninth Amendment, and, subject to any constitutional limitations, to acquire by purchase, donation, lease or eminent domain, own, convey, lease, mortgage, or dispose of land or other property, real or personal, or rights or interests therein, and grant or acquire licenses, easements and options with respect thereto, all in the manner and at such price the Commission determines, to enter into such contracts and take all such further actions as are reasonably necessary to achieve the objectives of the Plan, as amended by the Ninth Amendment. Any obligations issued to finance

Redevelopment Project Costs shall contain a recital that they are issued pursuant to Sections 99.800 to 99.865 of the Act, which recital shall be conclusive evidence of their validity and of the regularity of their issuance.

Section 6. That pursuant to the provisions of the Redevelopment Plan, the City Council approves the pledge of all funds that are deposited into the Arlington Road Tax Increment Financing Plan Account of the Special Allocation Fund to the payment of Redevelopment Project Costs identified by the Plan, as amended by the Ninth Amendment, and authorizes the Commission to pledge such funds on its behalf.

..end

Approved as to form:

Emalea Black
Associate City Attorney

Arlington Road TIF
 Estimated PILOTs & EATs Projections
 Exhibit 5

Year	Est. PILOTs Current Projects	Est. PILOTs Proposed Projects	Total Estimated PILOTs	Est. EATs Current Projects	Est. EATs Proposed Projects	Total Estimated EATs	Total Estimated TIF Revenues	Administration Fee	Estimated Net TIF Revenues	Total Assessed Value
Plan to Date	1,307,298		1,307,298	368,520		368,520	1,675,818	(83,791)	1,592,027	\$ 9,955,920.00
10	521,999	60,844	582,843	52,824	52,088	104,912	687,755	(34,388)	653,367	\$ 10,155,038.40
11	527,219	564,044	1,091,263	53,881	142,547	196,427	1,287,691	(64,385)	1,223,306	\$ 10,358,139.17
12	532,492	596,034	1,128,526	54,958	148,176	203,135	1,331,661	(66,583)	1,265,078	\$ 10,565,301.95
13	537,817	1,000,903	1,538,719	56,057	220,912	276,969	1,815,689	(90,784)	1,724,904	\$ 10,776,607.99
14	543,195	1,033,532	1,576,727	57,178	226,632	283,811	1,860,538	(93,027)	1,767,511	\$ 10,992,140.15
15	548,627	1,561,271	2,109,898	58,322	321,460	379,782	2,489,679	(124,484)	2,365,195	\$ 11,211,982.95
16	554,113	1,602,306	2,156,419	59,488	328,667	388,155	2,544,575	(127,229)	2,417,346	\$ 11,436,222.61
17	559,654	1,975,147	2,534,801	60,678	395,586	456,264	2,991,065	(149,553)	2,841,512	\$ 11,664,947.06
18	565,251	2,232,386	2,797,636	61,892	441,683	503,575	3,301,211	(165,061)	3,136,150	\$ 11,898,246.01
19	570,903	2,336,289	2,907,192	63,130	460,165	523,295	3,430,487	(171,524)	3,258,962	\$ 12,136,210.93
20	576,612	2,374,464	2,951,076	64,392	466,801	531,194	3,482,270	(174,113)	3,308,156	\$ 12,378,935.14
21	582,378	2,897,985	3,480,363	65,680	560,785	626,465	4,106,828	(205,341)	3,901,487	\$ 12,626,513.85
22	588,202	2,941,530	3,529,732	66,994	568,358	635,352	4,165,084	(208,254)	3,956,830	\$ 12,879,044.12
23	594,084	3,405,674	3,999,758	68,334	651,623	719,957	4,719,715	(235,986)	4,483,729	\$ 13,136,625.01
24	600,025	3,290,560	3,890,585	69,700	630,605	700,305	4,590,890	(229,545)	4,361,346	\$ 13,399,357.51
25	606,025	3,878,551	4,484,576	71,094	736,130	807,224	5,291,800	(264,590)	5,027,210	\$ 13,667,344.66
26	612,085	3,865,643	4,477,728	72,516	733,475	805,991	5,283,719	(264,186)	5,019,533	\$ 13,940,691.55
27	618,206	4,148,176	4,766,382	73,966	783,982	857,949	5,624,331	(281,217)	5,343,114	\$ 14,219,505.38
28	624,388	4,161,204	4,785,592	75,446	785,961	861,407	5,646,999	(282,350)	5,364,649	\$ 14,503,895.49
29	630,632	4,156,619	4,787,251	76,955	784,751	861,705	5,648,957	(282,448)	5,366,509	\$ 14,793,973.40
30	636,939	3,899,348	4,536,286	78,494	738,038	816,532	5,352,818	(267,641)	5,085,177	\$ 15,089,852.87
31	643,308	3,434,381	4,077,689	80,064	653,920	733,984	4,811,673	(240,584)	4,571,090	\$ 15,391,649.92
32	649,741	3,334,471	3,984,212	81,665	635,493	717,158	4,701,370	(235,068)	4,466,301	\$ 15,699,482.92
33	656,238	3,362,438	4,018,676	83,298	640,063	723,362	4,742,038	(237,102)	4,504,936	\$ 16,013,472.58
TOTALS	15,387,432	62,113,799	77,501,231	1,975,527	12,107,901	14,083,428	91,584,659	(4,579,233)	87,005,426	\$ 16,013,472.58



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240621

Submitted Department/Preparer: Please Select

Revised 11/01/23

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

Executive Summary

Approving the Ninth Amendment to the Arlington Road Tax Increment Financing Plan.

Discussion

The Amendment finalizes the last two project areas. This Amendment modifies exhibits 1B, 2B, and 5.

Fiscal Impact

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

Office of Management and Budget Review (OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

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

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Inclusive Growth and Development (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Align the City's economic development strategies with the objectives of the City Council to ensure attention on areas traditionally underserved by economic development and redevelopment efforts.
 - Ensure quality, lasting development of new growth.
 - Increase and support local workforce development and minority, women, and locally owned businesses.
 - Create a solutions-oriented culture to foster a more welcoming business environment.
 - Leverage existing institutional assets to maintain and grow Kansas City's position as an economic hub in the Central United States.
 -

Prior Legislation

140916 150758 160241 170865 180280 190996 140917 190997 160251 160252 140918 150759 150760
150761 170874 190998

Service Level Impacts

N/A

Other Impacts

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

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

N/A

3. How does this legislation contribute to a sustainable Kansas City?
Promotes development by finalizing the project areas in this TIF Plan.

4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

Click or tap here to enter text.

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

No(Press tab after selecting)

Click or tap here to enter text.

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

No(Press tab after selecting)

**NINTH AMENDMENT
TO THE
ARLINGTON ROAD
TAX INCREMENT FINANCING PLAN**

KANSAS CITY, MISSOURI

TIF COMMISSION APPROVAL:

DATE

RESOLUTION NO.

CITY COUNCIL APPROVAL:

DATE

ORDINANCE NO.

**NINTH AMENDMENT
TO THE
ARLINGTON ROAD
TAX INCREMENT FINANCING PLAN**

I. Introduction

The Ninth Amendment to the Arlington Road Tax Increment Financing Plan (the “Ninth Amendment”) shall amend the Arlington Road Tax Increment Financing Plan as approved by Ordinance No. 140916 and amended by Committee Substitute for Ordinance No. 150758, by Ordinance No. 160241, by Ordinance No. 170865, by Ordinance No. 180280, by Ordinance No. 190996, by Ordinance No. 210981, by Ordinance No. 220090, and by Committee Substitute for Ordinance No. 221033 (collectively referred to herein as the “Plan”).

The Ninth Amendment to Plan provides for (1) the addition of legal descriptions for Redevelopment Project Area K and Redevelopment Project Area 8; (2) certain modifications to the Site Maps; (3) certain modifications to the Estimated Annual Increase in Assessed Value and Resulting Payments In Lieu Of Taxes and Projected Economic Activity Taxes and (4) the inclusion of all conforming changes within the Exhibits to the Plan that are in furtherance of the foregoing modifications.

II. Specific Amendments

The Plan shall be amended as follows:

Amendment No. 1: Section I. of the Plan, entitled “Summary,” shall be deleted in its entirety and replaced with the following:

I. SUMMARY

The Arlington Road Tax Increment Financing Plan (the “Plan” or “Redevelopment Plan”) contemplates the construction of certain road and infrastructure improvements in an area generally bounded by Claycomo city limits on the north and on the east, Parvin Road on the south, and Worlds of Fun Avenue on the west in Kansas City, Clay County, Missouri.

It is anticipated that the road and infrastructure improvements will encourage construction of above- and below-ground development. The above-ground development area is approximately 344 acres, which currently includes four (4) Redevelopment Project Areas and, by virtue of this Ninth Amendment to the Plan and separate Ordinance passed by the City Council, will include one (1) additional Redevelopment Project Area 8 for development that will include construction of industrial uses, data centers and related improvements. The below-ground development area is approximately 375 acres, which includes ten (10) Redevelopment Project Areas and, by virtue of this Ninth Amendment to the Plan

and separate Ordinance passed by the City Council, will include one (1) additional Redevelopment Project Area K for development that will include construction of industrial uses and data centers.

The estimated Redevelopment Project Costs to implement the road and public infrastructure improvements contemplated by the Plan are approximately \$66,599,956, together with financing costs related thereto in the approximate amount of \$27,347,908 for an aggregate approximate amount of \$93,947,864, all of which is to be reimbursed from TIF Revenue (as hereafter defined) and contributions from the City of Kansas City, Missouri (the “City”). The Reimbursable Project Costs are identified on **Exhibit 4A**, attached to this Plan.

The total initial equalized assessed valuation of the Redevelopment Area according to 2014 records at the Clay County Assessor’s Office is approximately \$17,611 for the above-ground portion of the Redevelopment Area and \$315,140 for the below-ground portion of the Redevelopment Area. The 2013 combined ad valorem property tax levy is \$8.6323 per \$100 assessed valuation. The 2013 annual ad valorem tax revenue from the Redevelopment Area was approximately \$1,520 for the above-ground portion of the Redevelopment Area and \$32,214 for the below-ground portion of the Redevelopment Area. Following the completion of all Public Infrastructure Improvements (as hereafter defined), it is estimated that the assessed value of the property located within the above-ground portion of the Redevelopment Area will increase to approximately \$51,607,570 and the assessed value of the property located within the below-ground portion of the Redevelopment Area will increase to approximately \$9,544,757.

Pursuant to the Act, tax increment financing allows for the use of Economic Activity Taxes and Payment in Lieu of Taxes generated and collected within the Redevelopment Project Areas for a twenty-three (23) year period to pay Reimbursable Project Costs. The estimated total Payments In Lieu of Taxes generated within the Sixteen (16) Redevelopment Project Areas legally described on **Exhibit 1B** and which will be available to pay Reimbursable Project Costs is approximately \$77,963,432. Of this amount, the estimated total Payments in Lieu of Taxes from proposed projects expected to be completed after the passage of this Ninth Amendment is \$62,113,799. The estimated total Economic Activity Taxes generated within the Sixteen (16) Redevelopment Project Areas legally described on **Exhibit 1B** and which will be available to pay Reimbursable Project Costs is approximately \$14,080,542. Of this amount, the estimated total Economic Activity Taxes from proposed projects expected to be completed after the passage of this Ninth Amendment is \$12,107,901.

Upon the reimbursement of all Reimbursable Project Costs, Tax Increment Financing will be terminated and the Taxing Districts (as hereafter defined), subject to Section 99.850 RSMo., shall receive all taxes generated within the Redevelopment Area.

Amendment No. 2: Section IV.C. of the Plan, entitled “Payments in Lieu of Taxes”, shall be deleted in its entirety and replaced with the following:

- C. Payments in Lieu of Taxes. One hundred percent (100%) of the projected Payments In Lieu of Taxes to be deposited in each Special Allocation Fund established in connection with the Redevelopment Project Areas referenced herein and legal described on Exhibit 1B, during the time Tax Increment Financing remains in effect, is estimated to be \$77,501,231, as shown in **Exhibit 5**, attached hereto, all of which will be made available to pay eligible Reimbursable Project Costs, in accordance with the Redevelopment Agreement. Of this amount, the estimated total Payments in Lieu of Taxes from proposed projects expected to be completed after the passage of this Ninth Amendment is \$62,113,799. Any Payments in Lieu of Taxes that exceed the amount necessary for such reimbursement, subject to Section 99.850 RSMo., shall be declared surplus and shall be available for distribution to the Taxing Districts in the manner provided by the Act.

Amendment No. 3: Section IV.D. of the Plan, entitled “Economic Activity Taxes”, shall be deleted in its entirety and replaced with the following:

- D. Economic Activity Taxes. The projected Economic Activity Taxes to be deposited in each Special Allocation Fund established in connection with the Redevelopment Project Areas legally described on Exhibit 1B, during the time Tax Increment Financing remains in effect, is \$14,083,428, as shown in **Exhibit 5**, attached hereto, all of which will be made available, upon annual appropriation by the City, to pay eligible Reimbursable Project Costs, in accordance with the Redevelopment Agreement. Of this amount, the estimated total Economic Activity Taxes from proposed projects expected to be completed after the passage of this Ninth Amendment is \$12,107,901.

Amendment No. 4: Exhibit 1.B., entitled “Legal Descriptions – Redevelopment Project Areas” shall be deleted and replaced with Exhibit 1B to this Ninth Amendment.

Amendment No. 5: Exhibit 2.B., entitled “Maps Redevelopment Project Areas” shall be deleted and replaced with Exhibit 2B to this Ninth Amendment.

Amendment No. 6: Exhibit 5, entitled “Estimated Annual Increase in Assessed Value and Resulting Payments In Lieu Of Taxes and Projected Economic Activity Taxes” shall be deleted and replaced with Exhibit 5 to this Ninth Amendment.

Amendment No. 4

**EXHIBIT 1.B.
LEGAL DESCRIPTIONS – REDEVELOPMENT PROJECT AREAS**

Original TIF Plan, Ordinance 140916 – November 6, 2014
Below-Ground Redevelopment Project Area A1

A tract of land in the Southwest Quarter of Section 2, Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described as follows: Commencing at the Southeast corner of said Southwest Quarter; thence North 00°40'32" East, along the East line of said Southwest Quarter, 1,311.92 feet; thence South 90°00'00" West, 1,105.02 feet; thence South 00°00'00" East, 21.00 feet; thence South 90°00'00" West, 341.18 feet; thence South 00°00'00" East, 126.94 feet to the Point of Beginning of the tract of land to be herein described; thence continuing South 00°00'00" East, 298.58 feet; thence South 90°00'00" West, 100.00 feet; thence North 00°00'00" East, 298.58 feet; thence North 90°00'00" East, 100.00 feet to the Point of Beginning. Containing 29,858 square feet or 0.69 acres, more or less. All lying below the Winterset Ledge of Limestone Rock and lying above elevation 700 (NAVD 88).

First Amendment, Ordinance 150758 – September 17, 2015
Below-Ground Redevelopment Project Area F

A tract of land in the South Half of Section 3, Township 50 North, Range 32 West of the 5th Principal Meridian, all lying below the top of the Winterset Ledge of Limestone Rock and lying above elevation 700 (NAVD 88), in Kansas City, Clay County, Missouri, being bounded and described as follows: Commencing at the Southeast corner of the Southwest Quarter of Section 2, Township 50 North, Range 32 West of the 5th Principal Meridian; thence North 00°40'32" East, along the East line of said Southwest Quarter, 708.86 feet; thence North 89°19'28" West, 2,546.16 feet; thence North 89°11'38" West, 870.33 feet; thence North 89°17'57" West, 1,016.38 feet; thence South 00°42'27" West, 40.00 feet to the Point of Beginning of the tract of land to be herein described; thence South 00°38'01" West, 498.14 feet; thence North 89°24'17" West, 236.32 feet; thence South 01°05'26" West, 64.92 feet; thence North 89°09'57" West, 605.08 feet; thence North 00°30'36" East, 560.75 feet; thence South 89°23'25" East, 843.13 feet to the Point of Beginning. Containing 458,353 square feet or 10.52 acres, more or less.

Below-Ground Redevelopment Project Area G1

A tract of land in the Southwest Quarter of Section 2 and the South Half of Section 3, both in Township 50 North, Range 32 West of the 5th Principal Meridian, all lying below the top of the Winterset Ledge of Limestone Rock and lying above elevation 700 (NAVD 88), in Kansas City, Clay County, Missouri, being bounded and described as follows: Commencing at the Southeast corner of said Southwest Quarter of said Section 2; thence North 00°40'32" East, along the East line of said Southwest Quarter, 708.86 feet; thence North 89°19'28" West, 2,546.16 feet to the Point of Beginning of the tract of land to be herein described; thence North 89°11'38" West, 870.33 feet to a point hereafter known as Point "A"; thence North 00°43'54" East, 540.44 feet;

thence

South 89°36'32" East, 869.89 feet; thence South 00°40'59" West, 546.74 feet to the Point of Beginning. Containing 472,982 square feet or 10.86 acres, more or less.

Below-Ground Redevelopment Project Area II

A tract of land in the Southwest Quarter of Section 2 and the South Half of Section 3, both in Township 50 North, Range 32 West of the 5th Principal Meridian, all lying below the top of the Winterset Ledge of Limestone Rock and lying above elevation 700 (NAVD 88), in Kansas City, Clay County, Missouri, being bounded and described as follows: Commencing at said Point "A"; thence North 89°17'57" West, 1,016.38 feet to a point hereafter known as Point "B", said point being the Point of Beginning of the tract of land to be herein described; thence North 89°23'25" West, 869.02 feet; thence North 00°46'55" East, 866.66 feet; thence South 89°32'05" East, 869.03 feet; thence South 00°46'55" West, 868.85 feet to the Point of Beginning. Containing 754,096 square feet or 17.31 acres, more or less.

Second Amendment, Ordinance 160241 – April 7, 2016

Above-Ground Redevelopment Project Area 2

All that part of the Northwest Quarter of Section 2, Township 50 North, Range 32 West, of the 5th Principal Meridian in Kansas City, Clay County, Missouri, being described as follows: Commencing at the Northeast corner of the Northeast Quarter; thence North 89°31'30" West, along the North line of said Northeast Quarter, 2,610.25 feet to the Northwest corner said Northeast Quarter; thence South 87°46'42" West, 1,197.31 feet to the Point of Beginning of the tract of land to be herein described; thence South 00°09'13" East, 785.05 feet; thence North 89°31'45" West, 926.91 feet; thence North 00°26'53" East, 785.00 feet; thence South 89°31'45" East, 918.66 feet to the Point of Beginning. Containing 724,385 square feet or 16.63 acres, more or less. All lying above the Winterset Ledge of limestone rock.

Property Description:

Above-Ground Redevelopment Project Area 3 (Modified by the Seventh Amendment)

A tract of land in the Southwest Quarter of Section 35 Township 51 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described by or under the direct supervision of Jeffrey P. Means P.L.S. 2000147866, as follows: Beginning at the Southernmost Southwest corner of Tract I, HUNT MIDWEST BUSINESS PARK-SIXTH PLAT, a subdivision of land in said Kansas City recorded as Instrument Number 2020034887 in Book I at Page 112.1 in the Clay County Recorder of Deeds Office also being a point on the proposed Northerly right-of-way line of Northeast 48th Street; thence South 89°26'40" West on said proposed Northerly right-of-way line, 398.05 feet; thence leaving said proposed Northerly right-of-way line North 00°15'10" East, 243.96 feet; thence North 19°59'06" West, 715.16 feet; thence South 89°33'41" East, 292.30 feet to a point on the Westerly line of said Tract I; thence South 34°37'23" East on said Westerly line, 341.33 feet; thence South 00°42'34" East on said Westerly line, 314.46 feet; thence South 33°01'40" East on said Westerly line, 277.53 feet;

thence South 00°00'00" East on said Westerly line, 81.95 feet to the Point of Beginning. Containing 307,434 square feet or 7.06 acres, more or less.

Third Amendment, Ordinance 170865 – November 9, 2017
Below-Ground Redevelopment Project Area H1

A tract of land in the Southeast Quarter of Section 3, Township 50 North, Range 32 West of the 5th Principal Meridian, all lying below the top of the Winterset Ledge of Limestone Rock and lying above elevation 700 (NAVD 88), in Kansas City, Clay County, Missouri, being bounded and described as follows: Commencing at the Southeast corner of the Southwest Quarter of Section 2, Township 50 North, Range 32 West; thence North 00°40'32" East, along the East line of said Southwest Quarter, 710.90 feet; thence North 89°19'28" West, 3,456.49 feet to the Point of Beginning of the tract of land to be herein described; thence North 89°17'58" West, 936.38 feet; thence North 00°46'55" East, 891.91 feet to a point of intersection of the westerly extension of the northerly face of building; thence on the said extension of the northerly face of building South 89°38'08" East, 377.66 feet; thence on the northerly face of building, South 00°26'05" West, 7.28 feet; thence on the northerly face of building and the easterly extension thereof; South 89°39'05" East, 557.91 feet; thence South 00°43'54" West, 890.28 feet to the Point of Beginning.

Fifth Amendment, Ordinance 190996 – December 19, 2019
Below-Ground Redevelopment Project Area A2

A tract of land in the Southwest Quarter of Section 2, Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described as TIF boundary as follows: Commencing at the Southeast corner of said Southwest Quarter; thence North 00°40'32" East on the East line of said Southwest Quarter, 840.74 feet; thence leaving said East line, North 89°19'28" West, 1,542.97 feet to the Point of Beginning of the tract of land to be herein described; thence North 89°14'23" West, 94.46 feet; thence North 00°48'10" East, 304.74 feet; thence South 89°37'34" East, 93.75 feet; thence South 00°40'12" West, 305.38 feet to the Point of Beginning. Containing 28,708 square feet or 0.66 acres, more or less. All lying below the top of the Winterset Ledge of Limestone Rock and lying above elevation 700 (NAVD 88).

Below-Ground Redevelopment Project Area J1

A tract of land in the Southwest and Northwest Quarter of Section 2 and Southeast and Northeast Quarter of Section 3, Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described as TIF boundary as follows: Commencing at the Southeast corner of said Southwest Quarter; thence North 00°40'32" East, on the East line of said Southwest Quarter, 1,469.61 feet; thence leaving said East line, North 89°19'28" West, 2,461.74 feet to the Point of Beginning of the tract of land to be herein described; thence North 89°25'30" West, 486.58 feet; thence North 00°35'13" East, 1,541.36 feet; thence South 89°19'48" East, 488.81 feet; thence South 00°40'12" West, 1,540.55 feet to the Point of Beginning. Containing 751,517 square feet or 17.25 acres, more or less. All lying below the top of the Winterset Ledge of Limestone Rock and lying above elevation 700 (NAVD 88)

Sixth Amendment, Ordinance 210981 – November 10 , 2021

Below-Ground Redevelopment Project Area G2

A tract of land in the Southeast and Northeast Quarter of Section 3 and the Northwest Quarter of Section 2, Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described as TIF boundary as follows: Commencing at the Southeast corner of the Southwest Quarter of said Section 2; thence North 00°40'32" East, on the East line of said Southwest Quarter, 1,469.61 feet; thence leaving said East line, North 89°19'28" West, 2,948.32 feet to the Point of Beginning of the tract of land to be herein described; thence North 89°25'30" West, 487.44 feet; thence North 00°43'54" East, 133.40 feet; thence North 89°39'05" West, 488.66 feet; thence North 00°43'54" East, 891.18 feet; thence South 89°39'05" East, 488.66 feet; thence North 00°43'54" East, 862.10 feet; thence South 89°19'48" East, 971.99 feet; thence South 00°40'12" West, 344.50 feet; thence North 89°19'48" West, 488.81 feet; thence South 00°35'13" West, 1,541.36 feet to the Point of Beginning. Containing 1,518,913 square feet or 34.87 acres, more or less. All lying below the top of the Winterset Ledge of Limestone Rock and lying above elevation 700 (NAVD 88)

Seventh Amendment, Ordinance 220090 – February 3, 2022

Above-Ground Redevelopment Project Area 5

Part of Lot 38, HUNT MIDWEST BUSINESS PARK-SIXTH PLAT, a subdivision of land in the Northwest and Northeast Quarter of Section 2, Township 50 North, Range 32 West, and Northwest, Southwest and Southeast Quarter of Section 35, Township 51 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri recorded as Instrument No. 2020034887 in Book I at Page 112.1 in Clay County Recorder of Deeds Office being bounded and described by Jason S. Roudebush , P.L.S. 2002014092 as follows: Commencing at the Northwest Corner of Tract E-1, HUNT MIDWEST BUSINESS PARK-FIFTH PLAT, a subdivision in said Kansas City, recorded as Instrument Number 2016013273 in Book H, at Page 156 in said Clay County Recorder of Deeds Office; thence South 88°41'54" East on the Easterly line of said Lot 38 also being the North line of said Tract E-1, a distance of 126.17 feet to the Point of Beginning of the tract of land to be herein described; thence leaving said Easterly line and said North line, North 00°00'00" East, 1,131.54 feet; thence North 90°00'00" East, 95.79

feet; thence North 00°00'00" East, 56.09 feet to a point on the existing Southerly right-of-way line of NE 48th Street as established by General Warranty Deed recorded as Instrument No. 2019021051 in Book 8464 at Page 111 in said Clay County Recorder of Deeds Office and revised by Affidavit recorded as Instrument No. 2020005459 in Book 8610 at Page 118 in said Clay County Recorder of Deeds Office; thence Southeasterly on said existing Southerly right-of-way line and the existing Westerly right-of-way line of N Arlington Avenue as established by said General Warranty Deed and revised by said Affidavit, along a curve to the right having an initial tangent bearing of South 85°50'34" East with a radius of 660.00 feet, a central angle of 87°09'48" and an arc distance of 1,004.05 feet; thence South 01°19'14" West on said existing Westerly right-of-way line, 430.11 feet; thence leaving said existing Westerly right-of-way line North 88°41'44" West , 509.78 feet; thence South 01°18'06" West, 99.98 feet to a point on said Easterly line of said Lot 38 also being said North line of said Lot 32; thence North 88°41'54" West on said Easterly line and said North line, 185.98 feet to the Point of Beginning. Containing 694,440 square feet or 15.94 acres, more or less. All lying above the Winterset Ledge of Limestone rock. In areas where the Winterset Ledge is absent, lying above the Bethany Falls Ledge. All other areas where no ledge is present lying above the elevation 720 (NAVD88)

Above-Ground Redevelopment Project Area 7

Part of Lot 38, HUNT MIDWEST BUSINESS PARK-SIXTH PLAT, a subdivision of land in the Northwest and Northeast Quarter of Section 2, Township 50 North, Range 32 West, and Northwest, Southwest and Southeast Quarter of Section 35, Township 51 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri recorded as Instrument No. 2020034887 in Book I at Page 112.1 in Clay County Recorder of Deeds Office being bounded and described by Jason S. Roudebush , P.L.S. 2002014092 as follows:

Beginning at the Northwest Corner of Tract E-1, HUNT MIDWEST BUSINESS PARK-FIFTH PLAT, a subdivision in said Kansas City, recorded as Instrument Number 2016013273 in Book H, at Page 156 in said Clay County Recorder of Deeds Office; thence South 01°18'06" West on the Easterly line of said Lot 38 also being the West line of said Tract E-1 a distance of, 60.91 feet; thence leaving said Easterly and said West line, North 88°41'54" West, 833.97 feet to a point on the West line of said Lot 38; thence North 00°00'00" East on said Easterly line, 1,549.34 feet to the Northwest corner of said Lot 38 also being a point on the existing Southerly right-of-way line of NE 48th Street as established by General Warranty Deed recorded as Instrument No. 2019021051 in Book 8464 at Page 111 in said Clay County Recorder of Deeds Office and revised by Affidavit recorded as Instrument No. 2020005459 in Book 8610 at Page 118 in said Clay County Recorder of Deeds Office; thence Southeasterly on said existing Southerly right-of-way line also being the Northerly line of said Lot 38, along a curve to the right having an initial tangent bearing of South 75°07'10" East with a radius of 660.00 feet, a central angle of 20°50'18" and an arc distance of 240.04 feet; thence South 54°16'52" East on said existing Southerly right-of-way line and said Northerly line, 136.49 feet; thence Easterly on said existing Southerly right-of-way line and said Northerly line, along a curve to the left being tangent to the last described course with a radius of 740.00 feet, a central angle of 35°43'08" and an arc distance of 461.33 feet; thence North 90°00'00" East on said existing Southerly right-of-way line and said Northerly line, 250.56 feet; thence Easterly on said existing Southerly right-of-way line and said Northerly line, along a curve to the right being tangent to the last described course with a radius of 660.00

feet, a central angle of 04°09'26" and an arc distance of 47.89 feet; thence leaving said existing Southerly right-of-way line and said Northerly line, South 00°00'00" East, 56.09 feet; thence North 90°00'00" West, 95.79 feet; thence South 00°00'00" East, 1,131.54 feet to a point on the North line of said Tract E-1; thence North 88°41'54" West on said North line, 126.17 feet to the Point of Beginning. Containing 1,288,197 square feet or 29.57 acres, more or less. All lying above the Winterset Ledge of Limestone rock. In areas where the Winterset Ledge is absent, lying above the Bethany Falls Ledge. All other areas where no ledge is present lying above the elevation 720 (NAVD88)

Eighth Amendment, Ordinance 221033 – December 8, 2022
Below-Ground Redevelopment Project Area A3

A tract of land in the Southwest Quarter of Section 2, Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described as TIF boundary as follows: Commencing at the Southeast corner of said Southwest Quarter; thence North 00°40'32" East, on the East line of said Southwest Quarter, 840.88 feet; thence, leaving said East line on a bearing perpendicular to the previous call, North 89°19'28" West, 1,637.43 feet to the Point of Beginning of the tract of land to be herein described; thence North 89°14'23" West, 169.56 feet; thence North 00°48'10" East, 303.60 feet; thence South 89°37'34" East, 169.56 feet; thence South 00°48'10" West, 304.74 feet to the Point of Beginning. Containing 51,575 square feet or 1.18 acres, more or less.

Below-Ground Redevelopment Project Area J2

A tract of land in the Northwest Quarter of Section 2 and the Northeast Quarter of Section 3 Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described as TIF boundary as follows: Commencing at the Southeast corner of the Southwest Quarter of said Section 2; thence North 00°40'32" East, on the East line of said Southwest Quarter of said Section 2, a distance of 2,633.25 feet to the Northeast corner of said Southwest Quarter, also being the Southeast corner of the Northwest Quarter of said Section 2; thence North 00°35'30" East, on the East line of said Northwest Quarter, 725.02 feet; thence, leaving said East line on a bearing perpendicular to the previous call, North 89°24'30" West, 2,460.86 feet to the Point of Beginning of the tract of land to be herein described; thence North 89°19'48" West, 1,493.69 feet; thence North 00°55'38" East, 825.12 feet; thence South 89°19'48" East, 1,489.99 feet; thence South 00°40'12" West, 825.12 feet to the Point of Beginning. Containing 1,230,943 square feet or 28.26 acres, more or less.

Ninth Amendment, Ordinance No. _____ - _____, 2024

Below-Ground Redevelopment Project Area K

A tract of land in the West Half of Section 2 and Section 3 Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described by or under the direct supervision of Jeffrey P. Means P.L.S. 2000147866, as a tax increment financing area as follows: Commencing at the Southeast corner the Southwest Quarter of said Section 2; thence North 00°40'32" East on the East line of said Southwest Quarter,

2,633.25 feet to the center of said Section 2; thence North 89°24'17" West on the North line of said Southwest Quarter, 1,695.53 feet to the Point of Beginning of the tract of land to be herein described; thence leaving said North line South 00°33'24" West, 649.95 feet; thence North 90°00'00" East, 192.43 feet; thence South 00°00'00" East, 587.19 feet; thence South 88°53'31" East, 126.71 feet; thence South 00°58'15" West, 763.55 feet; thence North 89°01'45" West, 3,107.23 feet; thence South 01°24'27" West, 597.17 feet; thence North 89°13'05" West, 606.30 feet; thence North 89°03'18" West, 285.42 feet; thence North 00°30'36" East, 4,844.60 feet; thence South 88°55'12" East, 3,593.30 feet; thence South 01°05'43" West, 390.61 feet; thence South 00°33'24" West, 1,621.88 feet; thence North 90°00'00" East, 102.89 feet; thence South 00°33'24" West, 229.99 feet to the Point of Beginning. Containing 16,345,352 square feet or 375.24 acres, more or less. all lying below the winterset ledge of limestone rock. in areas where the winterset ledge is absent, lying below the bethany falls ledge. But all other areas where no ledge is present lying above the elevation 720 (NAVD88).

And except "Below-Ground Redevelopment Project Area A1" defined in the "Arlington Road Tax Increment Financing Plan" recorded as Ordinance 140916 on November 6th, 2014.

And except "Below-Ground Redevelopment Project Area F", "Below-Ground Redevelopment Project Area G1", and "Below-Ground Redevelopment Project Area I1" defined in the "First Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 150758 on September 17, 2015.

And except "Below-Ground Redevelopment Project Area H1" defined in the "Third Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 170865 on November 9, 2017.

And except "Below-Ground Redevelopment Project Area A2" and "Below-Ground Redevelopment Project Area J1" defined in the "Fifth Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 190996 on December 19, 2019.

And except "Below-Ground Redevelopment Project Area G2" and "Below-Ground Redevelopment Project Area A3" defined in the "Sixth Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 210981 on November 10, 2021.

And except "Below-Ground Redevelopment Project Area J2" defined in the "Eighth Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 221033 on December 8, 2022.

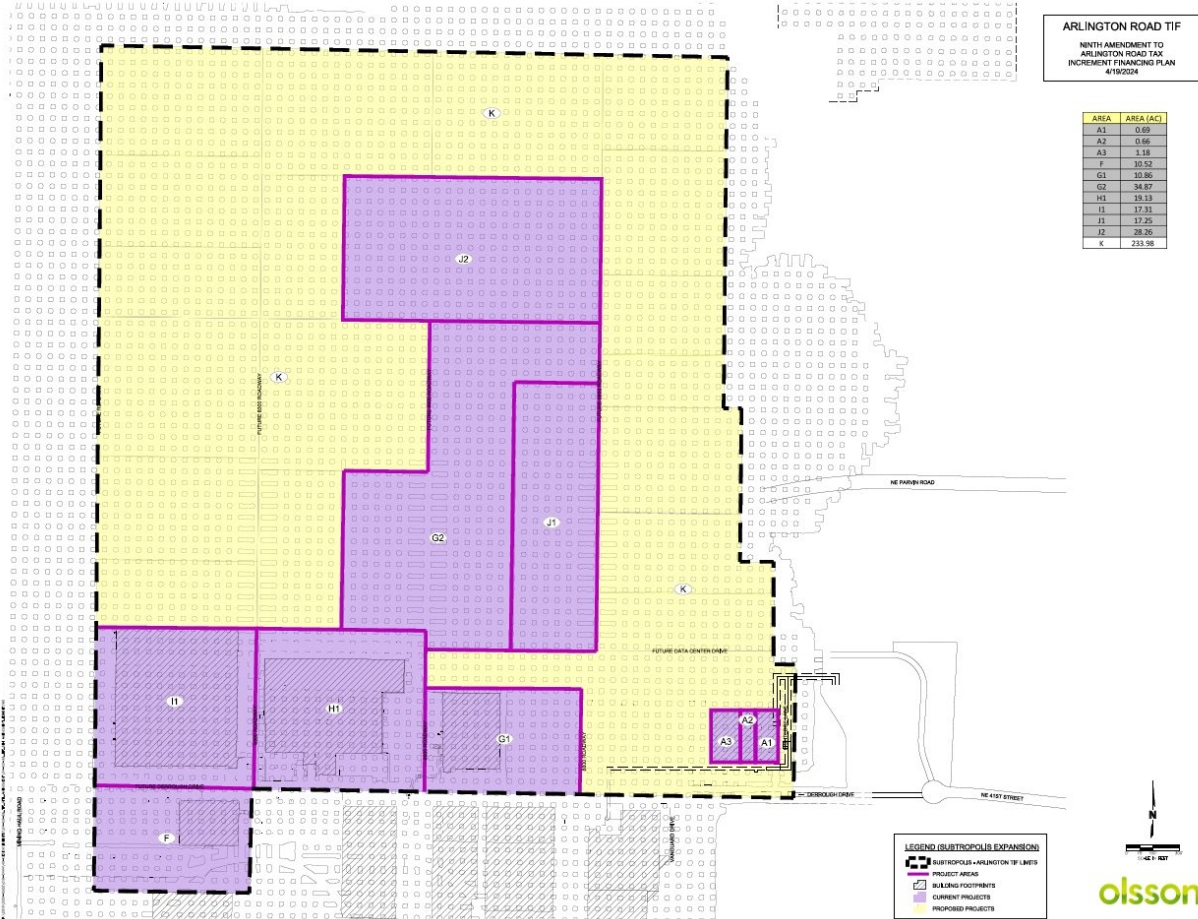
Above-Ground Redevelopment Project Area 8

Part of HUNT MIDWEST BUSINESS PARK-SEVENTH PLAT, a subdivision of land Recorded as Instrument Number 2024004241 in Book J at Page 39.1 in the Clay County Recorder of Deeds Office also being part of Tract E-2 of a lot split recorded as Instrument Number 2022015145 in Book I at Page 168.2 in said Clay County Recorder of Deeds Office along with an unplatted piece of land all falling within the West Half of Section 35 and Southeast Corner of Section 34, Township 51 North, Range 32 West of the 5th Principal Meridian and the

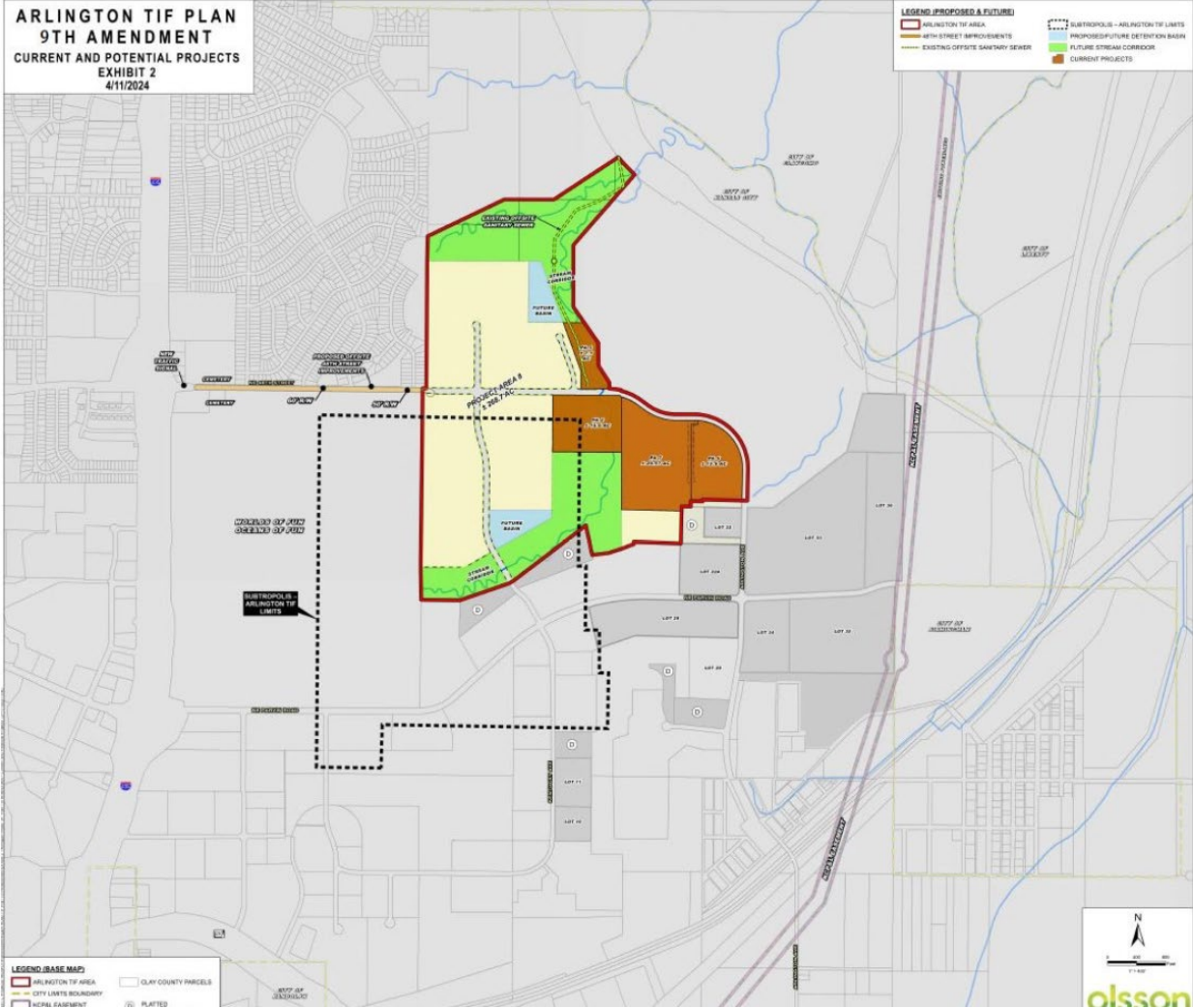
East Half of Section 3 and Northwest Corner of Section 2, Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described by or under the direct supervision of Jeffrey P. Means P.L.S. 2000147866, as a tax increment financing area as follows: Beginning at the Northeast corner of Tract L of said HUNT MIDWEST BUSINESS PARK-SEVENTH PLAT; thence South 41°02'08" West on the Easterly line of said Tract L, 597.16 feet; thence South 00°00'00" East on said Easterly line, 847.67 feet; thence South 34°37'23" East on said Easterly line, 264.19 feet; thence leaving said Easterly line North 89°33'41" West, 292.30 feet; thence South 19°59'06" East, 715.16 feet; thence South 00°15'10" West, 339.90 feet to a point on the North line of TIF Area 2; thence continuing on the exterior of said TIF Area 2 for the following three calls North 89°31'27" West, 373.15 feet; thence South 00°25'29" West, 785.00 feet; thence South 89°33'08" East, 937.57 feet to a point on the exterior line of TIF Area 7; thence leaving the exterior line of said TIF Area 2 South 00°00'00" East on said exterior line of said TIF Area 7, a distance of 772.42 feet; thence South 88°41'54" East on said exterior line of TIF Area 7, a distance of 833.97 feet; thence leaving said exterior line of TIF Area 7 South 01°18'06" West, 450.00 feet; thence North 88°41'54" West, 649.72 feet; thence South 02°27'36" East, 22.53 feet; thence South 69°00'37" West, 353.66 feet to a point on the Southerly line of Tract K of said HUNT MIDWEST BUSINESS PARK-SEVENTH PLAT; thence South 82°54'45" West on said Southerly line, 229.08 feet; thence North 11°42'53" West on said Southerly line, 420.70 feet; thence South 52°54'38" West on said Southerly line, 1,272.13 feet; thence South 60°10'53" West on said Southerly line, 60.00 feet to the Southwest corner of said Tract K also being the Southeast corner of Lot 39 of said HUNT MIDWEST BUSINESS PARK-SEVENTH PLAT; thence South 71°00'48" West on the Southerly line of said Lot 39, a distance of 716.87 feet; thence North 89°18'02" West on said Southerly line, 534.67 feet to a point on the Westerly line of said Lot 39; thence North 00°42'01" East on said Westerly line, 242.57 feet; thence North 89°27'50" West on said Westerly line, 7.24 feet to the Southwest corner of the East Half of the Northeast corner of Section 3, Township 50 North, Range 32 West of the 5th principal meridian; thence North 00°44'11" East on said Westerly line, 2,643.50 feet to the Southwest corner of said East Half of said Northeast Quarter also being the Northwest corner of said Lot 39; thence South 89°13'15" East on said Westerly line, 31.02 feet to the Southwest corner of Lot 41 of said HUNT MIDWEST BUSINESS PARK-SEVENTH PLAT; thence North 00°23'38" East on the Westerly line of said Lot 41, a distance of 2,008.81 feet; thence North 64°28'03" East, 1,239.99 feet; thence South 89°54'49" East, 682.66 feet; thence North 56°39'53" East, 1,060.40 feet to a point on the existing Westerly right-of-way line of the Norfolk and Western Railroad as now established; thence Southeasterly on said existing Westerly right-of-way line along a curve to the left having an initial tangent bearing of South 41°37'47" East with a radius of 2,080.08 feet, a central angle of 06°27'47" and an arc distance of 234.63 feet; thence leaving said existing Westerly right-of-way line South 41°02'08" West, 681.42 feet to the Point of Beginning. Containing 11,705,296 square feet or 268.72 acres, more or less ALL LYING ABOVE THE WINTERSET LEDGE OF LIMESTONE ROCK. IN AREAS WHERE THE WINTERSET LEDGE IS ABSENT, LYING ABOVE THE BETHANY FALLS LEDGE. ALL OTHER AREAS WHERE NO LEDGE IS PRESENT LYING ABOVE THE ELEVATION 720 (NAVD88). except all those portions within dedicated right-of-way.

Amendment No. 5

EXHIBIT 2.B. MAPS: REDEVELOPMENT PROJECT AREAS



**ARLINGTON TIF PLAN
9TH AMENDMENT
CURRENT AND POTENTIAL PROJECTS
EXHIBIT 2
4/11/2024**



Amendment No. 6

**EXHIBIT 5
ESTIMATED ANNUAL INCREASE IN ASSESSED VALUE AND
RESULTING PAYMENTS IN LIEU OF TAXES AND
PROJECTED ECONOMIC ACTIVITY TAXES**



File #: 240622

ORDINANCE NO. 240622

Sponsor: City Manager

Approving and designating Redevelopment Project Area 8 of the Arlington Road Tax Increment Financing Plan as a Redevelopment Project Area; and adopting tax increment financing therefore.

WHEREAS, pursuant to the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the “Act”), the City Council of Kansas City, Missouri (the “City Council”) by Ordinance No. 54556 passed on November 24, 1982, and thereafter amended in certain respects by Committee Substitute for Ordinance No. 911076, as amended, passed on August 29, 1991, Ordinance No. 100089, as amended, passed on January 28, 2010, and Ordinance No. 130986, passed on December 19, 2013, Committee Substitute for Ordinance No. 140823, as amended on, June 18, 2015 and Committee Substitute for Ordinance No. 230524, passed on June 22, 2023, created the Tax Increment Financing Commission of Kansas City, Missouri (the “Commission”); and

WHEREAS, on November 6, 2014, the City Council passed Committee Substitute for Ordinance No. 140916 approving the Arlington Road Tax Increment Financing Plan (the “Redevelopment Plan”), and designated the area described therein as a redevelopment area (the “Redevelopment Area”); and

WHEREAS, the City Council, by Ordinance No. 150758, accepted the recommendations of the Commission, and approved the First Amendment to the Redevelopment Plan on September 17, 2015; and

WHEREAS, the City Council, by Ordinance No. 160241, accepted the recommendations of the Commission, and approved the Second Amendment to the Redevelopment Plan on April 7, 2016; and

WHEREAS, the City Council, by Ordinance No. 170865, accepted the recommendations of the Commission, and approved the Third Amendment to the Redevelopment Plan on November 9, 2017; and

WHEREAS, the City Council, by Ordinance No. 180280, accepted the recommendations of the Commission, and approved the Fourth Amendment to the Redevelopment Plan on June 21, 2018; and

WHEREAS, the City Council, by Ordinance No. 190996, accepted the recommendations of the Commission, and approved the Fifth Amendment to the Redevelopment Plan on December 19, 2019; and

WHEREAS, the City Council, by Ordinance No. 210981, accepted the recommendations of the Commission, and approved the Sixth Amendment to the Redevelopment Plan on November 10, 2021; and

WHEREAS, the City Council, by Ordinance No. 220090, accepted the recommendations of the Commission, and approved the Seventh Amendment to the Redevelopment Plan on February 3, 2022; and

WHEREAS, the City Council, by Ordinance No. 221033, accepted the recommendations of the Commission, and approved the Eighth Amendment to the Plan on December 8, 2022; and

WHEREAS, a Ninth Amendment to the Redevelopment Plan (the "Ninth Amendment") and a new Redevelopment Project Areas 8 were each proposed to the Commission and the Commission, having been duly constituted in accordance with Section 99.820.3 of the Act, and its members appointed, after proper notice was given, met in public hearing, and after receiving the comments of all interested persons and taxing districts, closed the public hearing on July 10, 2024, and adopted Resolution No. 07-2-24 recommending approval of the Ninth Amendment to the Redevelopment Plan and Resolution 7-3-24 recommending the approval and designation of Redevelopment Project Area 8; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That all terms used in this ordinance shall be construed as defined in Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended.

Section 2. That the area selected for Redevelopment Project Area 8 is legally described as follows:

Part of Hunt Midwest Business Park–Seventh Plat, a subdivision of land Recorded as Instrument Number 2024004241 in Book J at Page 39.1 in the Clay County Recorder of Deeds Office also being part of Tract E-2 of a lot split recorded as Instrument Number 2022015145 in Book I at Page 168.2 in said Clay County Recorder of Deeds Office along with an unplatted piece of land all falling within the West Half of Section 35 and Southeast Corner of Section 34, Township 51 North, Range 32 West of the 5th Principal Meridian and the East Half of Section 3 and Northwest Corner of Section 2, Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described by or under the direct supervision of Jeffrey P. Means P.L.S. 2000147866, as a tax increment financing area as follows: Beginning at the Northeast corner of Tract L of said Hunt Midwest Business Park–Seventh Plat; thence South 41°02'08" West on the Easterly line of said Tract L, 597.16 feet; thence South 00°00'00" East on said Easterly line, 847.67 feet; thence South

34°37'23" East on said Easterly line, 264.19 feet; thence leaving said Easterly line North 89°33'41" West, 292.30 feet; thence South 19°59'06" East, 715.16 feet; thence South 00°15'10" West, 339.90 feet to a point on the North line of TIF Area 2; thence continuing on the exterior of said TIF Area 2 for the following three calls North 89°31'27" West, 373.15 feet; thence South 00°25'29" West, 785.00 feet; thence South 89°33'08" East, 937.57 feet to a point on the exterior line of TIF Area 7; thence leaving the exterior line of said TIF Area 2 South 00°00'00" East on said exterior line of said TIF Area 7, a distance of 772.42 feet; thence South 88°41'54" East on said exterior line of TIF Area 7, a distance of 833.97 feet; thence leaving said exterior line of TIF Area 7 South 01°18'06" West, 450.00 feet; thence North 88°41'54" West, 649.72 feet; thence South 02°27'36" East, 22.53 feet; thence South 69°00'37" West, 353.66 feet to a point on the Southerly line of Tract K of said Hunt Midwest Business Park–Seventh Plat; thence South 82°54'45" West on said Southerly line, 229.08 feet; thence North 11°42'53" West on said Southerly line, 420.70 feet; thence South 52°54'38" West on said Southerly line, 1,272.13 feet; thence South 60°10'53" West on said Southerly line, 60.00 feet to the Southwest corner of said Tract K also being the Southeast corner of Lot 39 of said Hunt Midwest Business Park–Seventh Plat; thence South 71°00'48" West on the Southerly line of said Lot 39, a distance of 716.87 feet; thence North 89°18'02" West on said Southerly line, 534.67 feet to a point on the Westerly line of said Lot 39; thence North 00°42'01" East on said Westerly line, 242.57 feet; thence North 89°27'50" West on said Westerly line, 7.24 feet to the Southwest corner of the East Half of the Northeast corner of Section 3, Township 50 North, Range 32 West of the 5th principal meridian; thence North 00°44'11" East on said Westerly line, 2,643.50 feet to the Southwest corner of said East Half of said Northeast Quarter also being the Northwest corner of said Lot 39; thence South 89°13'15" East on said Westerly line, 31.02 feet to the Southwest corner of Lot 41 of said Hunt Midwest Business Park–Seventh Plat; thence North 00°23'38" East on the Westerly line of said Lot 41, a distance of 2,008.81 feet; thence North 64°28'03" East, 1,239.99 feet; thence South 89°54'49" East, 682.66 feet; thence North 56°39'53" East, 1,060.40 feet to a point on the existing Westerly right-of-way line of the Norfolk and Western Railroad as now established; thence Southeasterly on said existing Westerly right-of-way line along a curve to the left having an initial tangent bearing of South 41°37'47" East with a radius of 2,080.08 feet, a central angle of 06°27'47" and an arc distance of 234.63 feet; thence leaving said existing Westerly right-of-way line South 41°02'08" West, 681.42 feet to the Point of Beginning. Containing 11,705,296 square feet or 268.72 acres, more or less all lying above the Winterset Ledge of limestone rock. In areas where the Winterset Ledge is absent, lying above the Bethany Falls Ledge. all other areas where no ledge is present lying above the Elevation 720 (NAVD88). Except all those portions within dedicated right-of-way.

Section 3. That tax increment allocation financing is hereby adopted for taxable real property in the above-described area selected for Redevelopment Project Area 8. After the total equalized assessed valuation of the taxable real property in Redevelopment Project Area 8 exceeds the certified total initial equalized assessed valuation of the taxable real property in

Redevelopment Project Area 8, the ad valorem taxes, and payment in lieu of taxes, if any, arising from the levies upon the taxable real property in such project by taxing districts and tax rates determined in the manner provided in subsection 2 of Section 99.855 each year after the effective date of the ordinance until redevelopment project costs have been paid shall be divided as follows:

1. That portion of taxes levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract or parcel of real property in the area selected for the Project Area 8 shall be allocated to and, when collected, shall be paid by the Clay County Collector and the City Treasurer to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;
2. Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for Project Area 8 over and above the initial equalized assessed value of each such unit of property in the area selected for Project Area 8 shall be allocated to and, when collected, shall be paid to the City Treasurer who shall deposit such payments in lieu of taxes into a special fund called the "Special Allocation Fund" of the City for the purpose of paying Redevelopment Project Costs and obligations incurred in the payment thereof. Any payments in lieu of taxes which are not paid within sixty (60) days of the due date shall be deemed delinquent and shall be assessed a penalty of one percent (1%) per month.

Section 4. That in addition to the payments in lieu of taxes described in subsection 2 of Section 3 above, fifty percent (50%) of the total additional revenue from taxes which are imposed by the City and certain taxing districts, and which are generated by economic activities within the area selected for Project Area 8 over the amount of such taxes generated by economic activities within such area in the calendar year prior to the passage of this ordinance, while tax increment financing remains in effect, but excluding certain taxes, fees and special assessments specifically identified by the Act, other than payments in lieu of taxes, shall be allocated to, and paid by the collecting officer to the City Treasurer or other designated financial officer of the City, who shall deposit such funds, which are necessary to the payment of Redevelopment Project Costs identified by the Redevelopment Plan, in a separate segregated account within the Special Allocation Fund for the purpose of paying Redevelopment Project Costs.

..end

Approved as to form:

Emalea Black
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240622

Submitted Department/Preparer: Please Select

Revised 11/01/23

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

Executive Summary

Approving and designating Redevelopment Project Area 8 of the Arlington Road Tax Increment Financing Plan as a Redevelopment Project Area; and adopting tax increment financing therefore.

Discussion

Approving Redevelopment Project Area 8. This Plan is unique in that Project Areas were defined as time went on and new users came online. This is the final above ground project area to be approved for this plan.

Fiscal Impact

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

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

2. This fund has a structural imbalance. Yes No
3. Account string has been verified/confirmed. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Inclusive Growth and Development (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Align the City's economic development strategies with the objectives of the City Council to ensure attention on areas traditionally underserved by economic development and redevelopment efforts.
 - Ensure quality, lasting development of new growth.
 - Increase and support local workforce development and minority, women, and locally owned businesses.
 - Create a solutions-oriented culture to foster a more welcoming business environment.
 - Leverage existing institutional assets to maintain and grow Kansas City's position as an economic hub in the Central United States.
 -

Prior Legislation

140916 150758 160241 170865 180280 190996 140917 190997 160251 160252 140918 150759 150760
150761 170874 190998

Service Level Impacts

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

Other Impacts

1. What will be the potential health impacts to any affected groups?
None identified
2. How have those groups been engaged and involved in the development of this ordinance?
N/A
3. How does this legislation contribute to a sustainable Kansas City?
Promoting development by finalizing the redevelopment project area.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

Click or tap here to enter text.

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

No(Press tab after selecting)

Click or tap here to enter text.

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



File #: 240625

ORDINANCE NO. 240625

Sponsor: Director of Law Department

Approving and authorizing settlement in the amount of \$74,929.38 for a claim for a Workers' Compensation benefit filed by Jeffrey Hursman for injuries resulting from an accident on December 17, 2021, while employed by the City.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That settlement of the claim of Jeffrey Hursman for Workers' Compensation benefits against the City of Kansas City, Missouri, for any and all injuries resulting from an accident while employed by the City, as more fully set forth and subject of a formal claim, Case No. 21-094464, presently pending before the Division of Workers' Compensation of the State of Missouri, by payment to Jeffrey Hursman of the sum of \$74,929.38, as recommended by the City Attorney and Risk Management Committee, is hereby approved.

Section 2. That the City Attorney is hereby authorized to pay the sum of \$74,929.38, in settlement of said claim from funds heretofore appropriated in Account No. 25-7020-071402-610400.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form:

Caroline Mudd

Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240625

Submitted Department/Preparer: Law

Revised 6/10/24

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

Executive Summary

Resolution of the claim for workers' compensation benefits for Jeffrey Hursman, Injury No. 21-094464

Discussion

To seek Council authorization to pay a lump sum of \$74,929.38 to settle the workers' compensation claim of Jeffrey Hursman, Injury No. 21-094464.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Account No. 25-7020-071402-610400; Workers Compensation Fund
3. How does the legislation affect the current fiscal year?
The specified amount is allocated toward the settlement for purposes described.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
No.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
No.

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No
2. This fund has a structural imbalance. Yes No

3. Account string has been verified/confirmed.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Finance and Governance (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Ensure the resiliency of a responsive, representative, engaged, and transparent City government.
 - Engage in workforce planning including employee recruitment, development, retention, and engagement.
 - Foster a solutions-oriented, welcoming culture for employees and City Partners.
 -
 -
 -

Prior Legislation

N/A

Service Level Impacts

N/A

Other Impacts

1. What will be the potential health impacts to any affected groups?
No.
2. How have those groups been engaged and involved in the development of this ordinance?
N/A

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

4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

Click or tap here to enter text.

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

No(Press tab after selecting)

Click or tap here to enter text.

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

No(Press tab after selecting)



File #: 240626

ORDINANCE NO. 240626

Sponsor(s): Councilmembers Kevin O’Neill, Wes Roger and Andrea Bough

Approving the Amended Fourth Amendment to the Barry Towne Increment Financing Plan.

WHEREAS, pursuant to the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the “Act”), the City Council of Kansas City, Missouri (the “City Council”) by Ordinance No. 54556 passed on November 24, 1982, and thereafter amended in certain respects by Committee Substitute for Ordinance No. 911076, as amended, passed on August 29, 1991, Ordinance No. 100089, as amended, passed on January 28, 2010, and Ordinance No. 130986, passed on December 19, 2013, Committee Substitute for Ordinance No. 140823, as amended on, June 18, 2015 and Committee Substitute for Ordinance No. 230524, passed on June 22, 2023, created the Tax Increment Financing Commission of Kansas City, Missouri (the “Commission”); and

WHEREAS, on June 6, 1996, the City Council passed Ordinance No. 960307, which accepted the recommendations of the Commission and approved the Barry Towne Tax Increment Financing Plan (the “Redevelopment Plan”) and designated the Redevelopment Area described therein to be an Economic Development Area (the “Redevelopment Area”); and

WHEREAS, the City Council, by Ordinance No. 011203, accepted the recommendations of the Commission, and approved the First Amendment to the Redevelopment Plan on September 6, 2001; and

WHEREAS, the City Council, by Ordinance No. 040807, accepted the recommendations of the Commission, and approved the Second Amendment to the Redevelopment Plan on August 12, 2004; and

WHEREAS, the City Council, by Ordinance No. 160423, accepted the recommendations of the Commission, and approved the Third Amendment to the Redevelopment Plan on July 14, 2016; and

WHEREAS, an Amended Fourth Amendment to the Redevelopment Plan (“Fourth Amendment”) was proposed (a) to the Commission constituted pursuant Section 99.820.3 of the Act (the “Clay County KC TIF Commission”) and (b) the Commission constituted pursuant to Section 99.820.2 (the “Kansas City TIF Commission”) and each of the Clay County KC TIF Commission and the Kansas City TIF Commission having been duly constituted and its members appointed, after proper notice was given, met in separate public hearings on July 10, 2024, and

after receiving the comments of all interested persons and taxing districts, each closed their respective public hearing, each approved the Fourth Amendment to the Redevelopment Plan and each recommended that the City Council do the same; and

WHEREAS, the Fourth Amendment provides for (a) a modification to the legal description of the Redevelopment Area, (b) the elimination of Redevelopment Project Areas III.B and VI, (c) modifications to the Site Plan, (d) the elimination of all improvements contemplated by or funded with tax increment financing generated by the Redevelopment Project Areas III.B. and VI, (e) modifications to the Estimated Redevelopment Project Costs, (f) modifications to the Sources of Funds, (g) modifications to the Estimated Annual Payments in Lieu of Taxes and Economic Activity Taxes (h), modifications to the Estimated Equalized Assessed Valuation after Redevelopment, and (i) the inclusion of all conforming changes within the Exhibits to the Plan that are in furtherance of the foregoing modifications; and

WHEREAS, after the conclusion of each public hearing for the Clay County KC TIF Commission and the Kansas City TIF Commission, an addendum to Exhibit 8 to the Fourth Amendment, entitled, Addendum to Existing Conditions Study, was attached to and incorporated within the Fourth Amendment to provide an explanation and the rationale for each of the Kansas City TIF Commission's and the Clay County KC TIF Commission's decision in affirming their respective findings that the Redevelopment Area is an "economic development area", as such term is defined in Section 99.805 of the Act (collectively, the "Modifications"); and

WHEREAS, proper notice of such Modifications was provided in accordance with Section 99.825 and 99.830 of the Act; NOW THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. The Fourth Amendment, as modified by the Modifications, as attached hereto, is hereby approved and adopted as valid.

Section 2. That all terms used in this ordinance, not otherwise defined herein, shall be construed as defined in Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the "Act").

Section 3. That the City Council hereby finds that good cause has been shown for the Fourth Amendment of the Plan and that the findings of the Council in Ordinance Nos. 960307, No. 011203, No. 040807 and No. 160423, except as expressly modified by the Fourth Amendment, are not affected by the Fourth Amendment and apply equally to the Fourth Amendment

Section 4. That the Council hereby finds that:

- a. The Redevelopment Area as a whole is an economic development area, as defined in Section 99.805 of the Act, has not been subject to growth and development through investment by private enterprise, and would not reasonably be anticipated to be developed without the adoption of the Redevelopment Plan.

- b. The Plan, as amended by the Fourth Amendment, conforms to the comprehensive plan for the development of the City as a whole.
- c. The areas selected for Redevelopment Projects include only those parcels of real property and improvements thereon which will be directly and substantially benefited by the Redevelopment Project Improvements.
- d. The estimated dates of completion of the Redevelopment Projects and retirement of obligations incurred to finance Redevelopment Project Costs have been stated in the Plan, as amended by the Fourth Amendment, and are not more than 23 years from the passage of any ordinance approving a Redevelopment Project within the Redevelopment Area.
- e. The Plan, as amended by the Fourth Amendment, includes a plan for relocation assistance for businesses and residences.
- f. A cost-benefit analysis showing the impact of the Plan, as amended by the Fourth Amendment, on each taxing district which is at least partially within the boundaries of the Redevelopment Area has been prepared in accordance with the Act.
- g. The Plan, as amended by the Fourth Amendment, does not include the initial development or redevelopment of any gambling establishment.
- h. A study has been completed and the findings of such study satisfy the requirements provided under Section 99.810, RSMo.

Section 5. That the Commission is authorized to issue obligations in one or more series of bonds secured by the Barry Towne Tax Financing Plan Account of the Special Allocation Fund to finance Redevelopment Project Costs identified by the Plan, as amended by the Fourth Amendment, and, subject to any constitutional limitations, to acquire by purchase, donation, lease or eminent domain, own, convey, lease, mortgage, or dispose of land or other property, real or personal, or rights or interests therein, and grant or acquire licenses, easements and options with respect thereto, all in the manner and at such price the Commission determines, to enter into such contracts and take all such further actions as are reasonably necessary to achieve the objectives of the Plan, as amended by the Fourth Amendment. Any obligations issued to finance Redevelopment Project Costs shall contain a recital that they are issued pursuant to Sections 99.800 to 99.865 of the Act, which recital shall be conclusive evidence of their validity and of the regularity of their issuance.

Section 6. That pursuant to the provisions of the Redevelopment Plan, the City Council approves the pledge of all payments in lieu of taxes and economic activity taxes generated within Redevelopment Projects that are deposited into the Special Allocation Fund(s) established in connection with each Redevelopment Project described by the Redevelopment Plan to the

payment of Redevelopment Project Costs and authorizes the Commission to pledge such funds on its behalf.

..end

Approved as to form:

Emalea Black
Associate City Attorney



**Addendum to Exhibit 8 of the Barry Towne Tax Increment Financing Plan
Data Pertaining to the Adoption of Finding the Barry Towne Redevelopment Area to be an
Economic Development Area.**

July 10, 2024

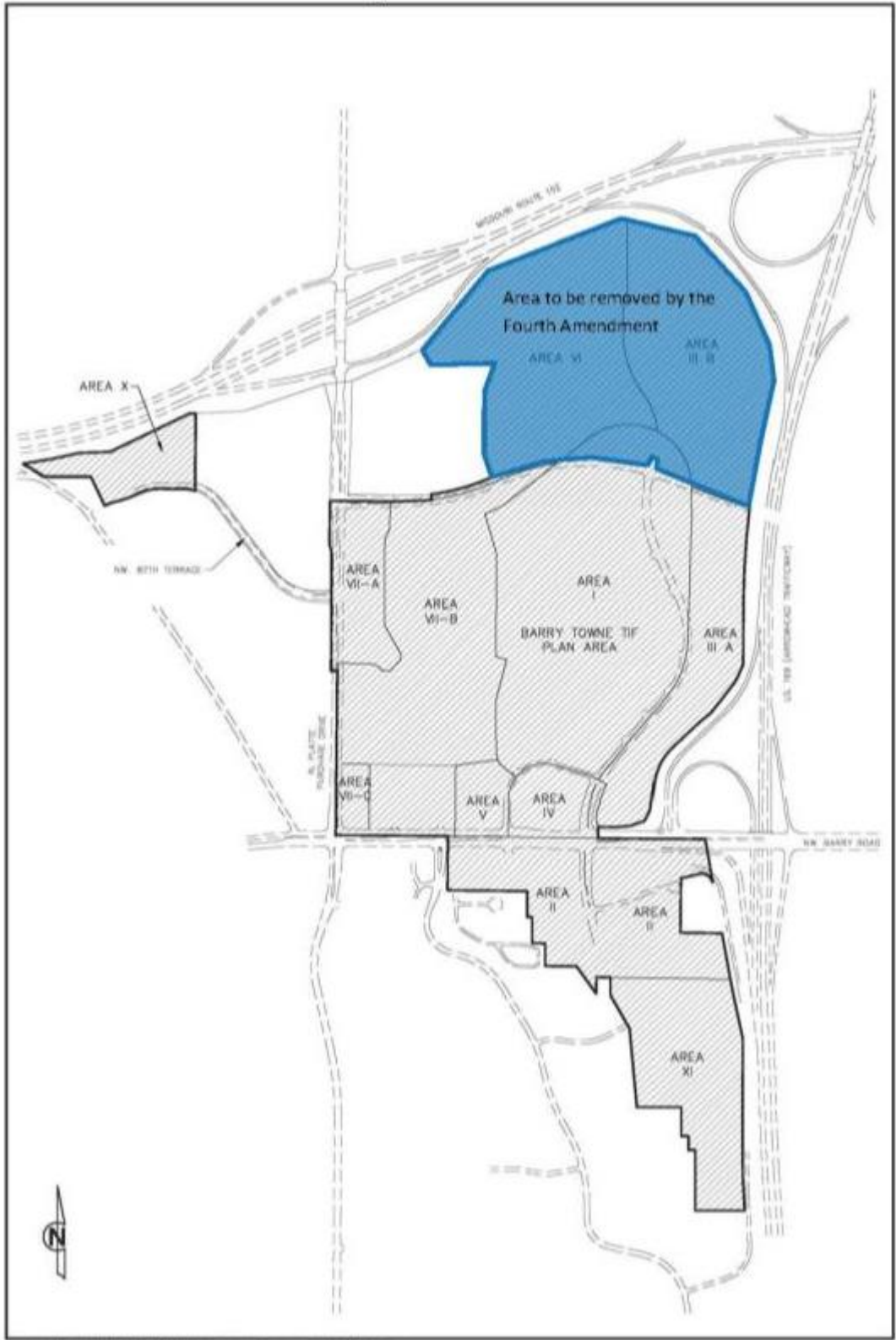
The purpose of this addendum (this “Addendum”) is to support a finding that the removal of Redevelopment Project Areas IIIB and VI from the Barry Towne Redevelopment Area (the “Redevelopment Area”), as described by the Barry Towne Tax Increment Financing Plan (the “Plan”) does not materially impact or alter the analysis and conclusion of the original Economic Development Area Study (the “Original Study”) contained within the Plan.

“An economic development area is defined in 99.805(5), RSMo, as:

any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) [blighted] and (3) [conservation] of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

- (a) Discourage commerce, industry or manufacturing from moving their operations to another state; or
- (b) Result in increased employment in the municipality; or
- (c) Result in preservation or enhancement of the tax base of the municipality;”

The Fourth Amendment to the Plan proposes to remove Project Areas IIIB and VI from the Redevelopment Area, as shown on the map below:



As the expiration of the Plan nears, we do have the benefit of hindsight. We can see whether or not the findings predicting certain results have come to fruition. Therefore, although we realize that this information was not available in 1996, we believe it does add value and supports the conclusion of this Addendum.

Would the removal of Redevelopment Project Areas IIIB and VI from the Redevelopment Area affect the finding that redevelopment will discourage commerce, industry or manufacturing from moving their operations to another state?

No, this finding does not change. The existing and continued redevelopment of the remaining Redevelopment Project Areas (without Redevelopment Projects IIIB and VI) will still discourage commerce, industry or manufacturing from moving to another state. At the time the Plan was approved, the Original Study noted that the entire Redevelopment Area was undeveloped land without adequate drainage, street improvements, and utility services. The Original Report concluded that the construction of public improvements to address that need would spur (and, indeed, it did spur) the development of retail, commercial and residential facilities, making the area more accessible and attractive to business concerns, which otherwise may have moved to another state. When Redevelopment Project I expired in 2019, 450,000 square feet of retail and commercial space had been constructed. Thus, the removal of Redevelopment Projects IIIB and VI does not alter and would not have altered the fact that the remaining area, including Redevelopment Project 1, which had not been developed, was developed resulting in the retention of commercial development within the remaining Redevelopment Area.

Would the removal of Redevelopment Project Areas IIIB and VI from the Redevelopment Area change the finding that redevelopment will result in increased employment in the municipality?

No, this finding does not change. The redevelopment of the remaining Project Areas will still increase employment in Kansas City. To date, the redevelopment of the remaining Redevelopment Project Areas has created 535 jobs. In addition, even without the development of Redevelopment Projects IIIB and VI, permanent employment increased, and construction jobs were created. Thus, the removal of Redevelopment Project Areas IIIB and VI, has no and would have no impact on the noted increased employment within the remaining Redevelopment Area.

Would the removal of Redevelopment Project Areas IIIB and VI from the Redevelopment Area change the finding that redevelopment will result in preservation or enhancement of the tax base of the municipality?

No, this finding does not change. The redevelopment of the remaining Redevelopment Project Areas will still result in the preservation or enhancement of the City's tax base. The entire redevelopment area had an assessed value of \$215,320 in 1996. The current assessed value of the entire redevelopment area is \$24 million. When Project I expired in 2019, the assessed value of the property had increased from \$300,000 to \$5,566,000. Although the development of the 2 removed

redevelopment project areas would have generated even more additional revenues and stability for the City, the development of the remaining Redevelopment Project Areas still resulted in substantial enhancement of the tax base.

The language of the Real Property Tax Increment Allocation Redevelopment Act requires a finding that “that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy” is also satisfied. The removal of the two Redevelopment Project Areas does not have any impact on the characteristics of the remaining Redevelopment Project Areas. The construction of necessary public improvements to allow use of undeveloped land does not give businesses an unfair advantage in the local economy.

Conclusion. As noted herein, the removal of Redevelopment Project Areas IIIB and VI from the Redevelopment Area does not materially impact or alter the analysis of the Original Study. The Redevelopment Area, as amended, would have qualified at the time the Redevelopment Plan was approved and continues to qualify as an economic development area.



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240626

Submitted Department/Preparer: Please Select

Revised 11/01/23

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

Executive Summary

Approving the Amended Fourth Amendment to the Barry Towne Increment Financing Plan.

Discussion

The 4th Amendment removes Project Areas III.B, VI, and land from a small section of Project Area I. This Amendment modifies Exhibits 1A, 2, 4, 5, and 6.

Fiscal Impact

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

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No
2. This fund has a structural imbalance. Yes No

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

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Inclusive Growth and Development (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Align the City's economic development strategies with the objectives of the City Council to ensure attention on areas traditionally underserved by economic development and redevelopment efforts.
 - Ensure quality, lasting development of new growth.
 - Increase and support local workforce development and minority, women, and locally owned businesses.
 - Create a solutions-oriented culture to foster a more welcoming business environment.
 - Leverage existing institutional assets to maintain and grow Kansas City's position as an economic hub in the Central United States.
 -

Prior Legislation

960307, 011203, 040807, 160423, 960308-960318, 960309, 960310, 960311, 050766

Service Level Impacts

N/A

Other Impacts

1. What will be the potential health impacts to any affected groups?
None Identified
2. How have those groups been engaged and involved in the development of this ordinance?
N/A

3. How does this legislation contribute to a sustainable Kansas City?
Removes undeveloped land from an aging TIF Plan Area, potentially allowing for further development

4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

N/A

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

No(Press tab after selecting)

Click or tap here to enter text.

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

	Estimated Project Costs	Public Funding (TIF or Other) 1
A. COMMISSION EXPENSES		
1. Estimated Reimbursable Costs for Plan Implementation		
A. Legal	\$50,000	\$50,000
B. Agenda	\$2,000	\$2,000
C. Staff Time	\$40,000	\$40,000
D. Miscellaneous	\$4,000	\$4,000
2. Final Development Plan Approval Fees (\$.05 per square foot (973,233 s.f & \$50 per dwelling unit 696 units))	\$83,462	\$83,462
3. Plan and Project Administration and Developer/Consultant/TIF Commission Expenses (including expenses for affirmative action administration)	\$330,000	\$330,000
TOTAL	\$509,462	\$509,462
B. LAND ACQUISITION		
272.05 Acres Mixed Use Multi-Family Commercial Center	\$12,550,241	-
TOTAL	\$12,550,241	\$0
C. PUBLIC WORKS IMPROVEMENTS		
(includes engineering, design and construction management costs)		
A. Bridge Widening (Barry Road and US 169)	\$1,261,266	\$1,261,266
B. Ramp Improvements and Construction (Barry Rd and US 169)	\$3,738,572	\$3,364,715
C1. Existing Madison Avenue Improvements (North)	\$460,000	\$230,000
C2. Existing Madison Avenue Improvements (South)	\$250,000	\$125,000
D. NW Barry Road Improvements(Baughnran to 169 Bridge)	\$3,003,388	\$540,610
E. NW 83rd Terrace	\$268,465	-
F. Madison Avenue (Associated Improvements South/Barry Road)	\$4,052,813	\$202,641
G. NW 82nd St Crossing	\$520,000	\$520,000
H. Signal - Barry Rd and NW Mercer	\$99,950	-

I. Barry Christian Church Improvements (Barry and Baughman)	\$74,249	-
J. Madison Avenue Loop Road	\$2,222,346	-
K. Barry Middle School Road (Associated Improvements)	\$614,758	\$245,903
M. Signal - Barry Rd and Madison	\$102,350	-
O. Signal Improvement/Barry and Baughman	\$116,770	-
P. Baughman Road (Barry Road to MO 152)	\$1,649,308	\$973,092
Q. Police Emergency Mans & Control Light	\$231,250	\$231,250
R. Signal Barry Road & Hickory	\$91,150	\$72,920
W. Stagecoach Rd	\$692,956	\$692,956
Y. NW Barry Rd Improvement (Baughman to Marston)	\$231,225	\$231,225
Z. NW Barry Rd Improvement (US 169 to N. Oak)	\$3,110,569	\$3,110,569
AA. Madison Ave. Removal (Abandoned Section)	\$62,500	-
TOTAL	\$22,853,885	\$11,802,147

D. PROJECTS PRIVATE DEVELOPMENT		
I, III A., IV & V - Barry Towne (99.3 acres)	\$41,500,200	-
II - Barry Towne South (30.71 acres)	\$19,360,267	-
VII - Barry Towne R-3 (50.48 acres)	\$56,000,000	-
X - Barry Towne R2B (5.07 acres)	\$5,000,000	-
XI - Barry Towne R-3 (2326 acres)	\$22,000,000	-
TOTAL	\$143,860,467	\$0
E. SOFT COSTS		
Contingency and legal fees	\$700,000	\$700,000
TOTAL	\$700,000	\$700,000
TOTAL COST	\$180,474,055	\$13,011,609

1 This column represents the estimated amount of TIF revenues ultimately expected to be reimbursed eligible project costs. It additional \$6,597,267 of TIF revenues will initially be used to pay for eligible project costs and that the developer shall reimburse fund approximately \$6,597,267 in accordance with a schedule referenced in Exhibit 14 attached hereto, and said schedule to be agreement to be entered into by the developer, the TIF Commission and the City.

2 This column represents the estimated amount of project costs to be ultimately financed through developer equity and/or private shown above include the amount to be reimbursed by the developer to the Special Allocation Fund totaling approximately \$6, agreement to be entered into between the developer, the TIF Commission and the City.

3 Although not reflected in the budget above, but as reflected in Section XXII of the TIF Plan, Reimbursable Project Costs shall include other costs associated with the NID.

Developer Equity or Private Financing 2
-
-
-
-
-
-
\$0
\$12,550,241
\$12,550,241
-
\$373,857
\$230,000
\$125,000
\$2,462,778
\$268,465
\$3,850,172
-
\$99,950

\$74,249
\$2,222,346
\$368,855
\$102,350
\$116,770
\$676,216
-
\$18,230
-
-
-
\$62,500
\$11,051,738

\$41,500,200
\$19,360,267
\$56,000,000
\$5,000,000
\$22,000,000
\$143,860,467
-
\$0
\$167,462,446

is anticipated that an
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e contained in an

vate financing. The amounts
597,267, pursuant to the

nclude assessments and

**FOURTH AMENDMENT
TO THE
BARRY TOWNE
TAX INCREMENT FINANCING PLAN**

KANSAS CITY, MISSOURI

TIF COMMISSION APPROVAL:

DATE: **RESOLUTION NO.**

CITY COUNCIL APPROVAL:

DATE: **ORDINANCE NO.**

**FOURTH AMENDMENT
TO THE
BARRY TOWNE
TAX INCREMENT FINANCING PLAN**

I. Introduction

The Fourth Amendment (hereinafter the “Fourth Amendment”) to the Barry Towne Tax Increment Financing Plan (hereinafter the “Plan”) shall amend the Plan, as approved by the City Council of Kansas City, Missouri by Ordinance No. 960307 (referred to herein as the “Plan”), and amended by Ordinance No. 011203 (referred to herein as the “First Amendment”), Ordinance No. 040807 (referred to herein as the “Second Amendment”) and Ordinance No. 160423 (referred to herein as the “Third Amendment”).

The Fourth Amendment provides for (a) a modification to the legal description of the Redevelopment Area, (b) the elimination of Redevelopment Project Areas III.B and VI, (c) modifications to the Site Plan, (d) the elimination of all improvements contemplated by or funded with tax increment financing generated by the portions of Redevelopment Project Areas III.B. and VI, (e) modifications to the Estimated Redevelopment Project Costs, (f) modifications to the Sources of Funds, (g) modifications to the Estimated Annual Payments in Lieu of Taxes and Economic Activity Taxes (h), modifications to the Estimated Equalized Assessed Valuation after Redevelopment, and (i) the inclusion of all conforming changes within the Exhibits to the Plan that are in furtherance of the foregoing modifications. The Fourth Amendment does not alter or modify the intent of the Plan, as amended, except for those changes specifically mentioned herein.

I. Specific Plan Text Amendments

The Plan shall be amended as follows:

Amendment No. 1: Delete Section I.A of the Plan, entitled, “Summary”, and replace it with the following:

A. Summary. The Barry Towne Tax Increment Financing Plan (the “Plan”) calls for the construction of approximately 858,276 square feet of commercial/retail space of which 31,800 square feet of recreational space for an athletic facility (YMCA), 696 multi-family residential units, and 114,957 square feet of office space together with parking and appurtenances, as well as all necessary utilities and street improvements necessary to adequately address the conditions qualifying the Redevelopment Area as an Economic Development Area.

Amendment No. 2: Delete Section I.B of the Plan, entitled, “Redevelopment Area”, and replace it with the following:

B. Redevelopment Area. The Redevelopment Area consists of approximately 272.05 acres generally located at the intersection of U.S. Route 169 and N.W. Barry Road and described as being generally bounded by U.S. Route 169 on the east, the extension of 80th Street on the South, N 88th Street on the north, and N.W. Stagecoach Road (north of N.W. Barry Road) and Hickory Road (South of N.W. Barry Road) on the west (the “Redevelopment Area”) in the that portion of Kansas City, Missouri (the “City”) located in Clay County, and as described on Exhibit 1A attached hereto.

Amendment No. 3: Delete the first two sentences of the first paragraph of Section II, entitled, “Estimated Redevelopment Project Costs” and replace it with the following:

Redevelopment Project Costs are estimated to be \$180,474,055 over the life of the Plan. The Plan proposed that \$13,011,609 in Redevelopment Project Costs be reimbursed from the Special Allocation Fund; provided, however, such reimbursable amount does not include the reimbursement of Special Assessments, as permitted by Section XXII of the Plan.

Amendment No. 4: Delete the first sentence of the first paragraph of Section III.A., entitled, “Payments in Lieu of Taxes” and replace it with the following:

The total Payments in Lieu of Taxes (“PILOTS”) generated during such time that tax increment financing is authorized by ordinance is estimated to be approximately \$19,505,960.

Amendment No. 5: Delete the first paragraph of Section III.B., entitled, “Economic Activity Taxes” and replace it with the following:

Over the life of the Plan, the total Economic Activity Tax revenues are estimated to be approximately \$53,569,742. Of the total additional revenue from taxes imposed by the municipality or other taxing districts and which are generated by economic activities within the Redevelopment Project Areas, as defined in Section 99.845.3, fifty percent (50%), or approximately \$26,784,871 over the life of the Plan, will be made available upon annual appropriation, to pay eligible Redevelopment Project Costs. Those Economic Activity Taxes available to pay project costs are shown in Exhibit 6.

Amendment No. 6: Delete Section VII, entitled, “Estimated Equalized Assessed Valuation after Redevelopment” and replace it with the following:

Upon completion of the Redevelopment Projects, the total assessed valuation of the areas selected for Redevelopment Projects is anticipated to be \$23,482,971. The increase in assessed valuation therefore is anticipated to be \$22,162,171. The resulting PILOTS available to pay Redevelopment Project Costs, if not declared surplus, are shown on Exhibit 6. When the Redevelopment Plan is completed, the Redevelopment Area will initially yield, within the first of completion, an estimated total of \$1,652,414 in additional real property taxes.

Amendment No. 7: Delete Exhibit 1A, entitled “Legal Description of the Redevelopment Area”, and replace with Exhibit 1A, entitled, “Legal Description of the Redevelopment Project Area” attached hereto.

Amendment No. 8: Delete Exhibit 2, entitled “Barry Towne Site Plan”, and replace with Exhibit 2, entitled “Barry Towne Site Plan,” attached hereto.

Amendment No. 9: Remove Redevelopment Project Areas III.B and VI from **Exhibit 1.B**, entitled “Legal Description of Redevelopment Project Areas”.

Amendment No. 10: Delete Exhibit 4, entitled “Estimated Redevelopment Project Costs”, and replace with Exhibit 4, entitled “Estimated Redevelopment Project Costs,” attached hereto.

Amendment No. 11: Delete Exhibit 5, entitled “Sources of Funds”, and replace with Exhibit 5, entitled “Sources of Funds,” attached hereto.

Amendment No. 12: Delete Exhibit 6, entitled “Estimated Annual Payments in Lieu of Taxes and Economic Activity Taxes Over the Life of the Redevelopment Plan”, and replace with Exhibit 6, entitled “Estimated Annual Payments in Lieu of Taxes and Economic Activity Taxes Over the Life of the Redevelopment Plan,” attached hereto.

Exhibit 1A
Legal Description of the Redevelopment Area

A tract of land lying in the Southeast Quarter, the Southwest Quarter, the Northwest Quarter and the Northeast Quarter of Section 10, and the Southwest Quarter and the Southeast Quarter of Section 3, all in Township 51, Range 33, Kansas City, Clay County, Missouri, and a tract of land lying in the Northeast Quarter of Section 10, the Southeast Quarter of Section 3, the Southeast Quarter of Section 4, and the Northeast Quarter of Section 9, all in Township 51, Range 33, Kansas City, Platte County, Missouri, being bounded and described as follows: Beginning at the Southwest corner of the Northwest Quarter of said Section 10, Township 51, Range 33, Kansas City, Clay County, Missouri; thence North 0°30'58" East, along the West line of said Southwest Quarter, 1173.59 feet; thence South 89°24'51" West, 61.68 feet to a point on the West right-of-way line of N Platte Purchase Drive, as now established; thence North 00°11'35" East along said West right-of-way line, 468.59 feet; thence North 00°10'13" East, 131.80 feet to a point on said West right-of-way line; thence North 00°11'35" East, continuing along said West right-of-way line, 174.26 feet; thence North 00°17'50" West, continuing along said West right-of-way line, 84.88 feet; thence North 15°48'24" West, continuing along said West right-of-way line, 50.13 feet; thence North 00°53'33" East, along said West right-of-way line, 308.31 feet; thence South 89°28'54" East, 523.40 feet; thence Easterly, on a curve to the left, tangent to the last described course, having a radius of 1494.00 feet, an arc distance of 197.38 feet; thence North 01°03'27" West, 40.91 feet to a point on the North right-of-way line of NW 88th Street, as now established; thence Northeasterly, along said North right-of-way line, on a curve to the left, having an initial tangent bearing of North 82°53'19" East with a radius of 1,448.00, an arc distance of 419.11 feet; thence North 66°18'18" East, continuing along said North right-of-way line, 23.97 feet; thence Northerly, on a curve to the right, having an initial tangent bearing of North 22°19'53" West with a radius of 550.00 feet, an arc distance of 214.55 feet; thence North 00°01'10" East, 320.74 feet; thence Northerly, on a curve to the right, being tangent to the last described course with a radius of 550.00 feet, an arc distance of 277.69 feet; thence North 89°58'50" West, 445.16 feet; thence North 35°22'54" West, 126.41 feet to a point on the South right-of-way line of Missouri Highway No. 152, as now established; thence North 40°24'57" East, along said South right-of-way line, 743.24 feet; thence North 67°39'20" East, along said South right-of-way line, 500.90 feet; thence North 69°37'11" East, along said South right-of-way line, 489.31 feet; thence South 77°01'16" East, along said South right-of-way line, 531.85 Feet; thence South 42°42'55" East, along said South right-of-way line, 531.60 feet; thence South 25°29'58" East, along said South right-of-way line, 403.61 feet; thence South 6°24'11" East, along said South right-of-way line, 274.74 feet to a point on the West right-of-way line of U.S. Highway 169 (Arrowhead Trafficway); thence South along said West right-of-way line along a curve to the left, having an initial tangent bearing of South 15°47'15" West, a radius of 5839.58 feet, an arc distance of 1582.79 feet; thence South 0°15'28" West, along said West right-of-way line, 449.46 feet; thence South 25°59'17" West along said West right-of-way line 130.59 feet; thence South 37°32'01" West, along said West right-of-way line, 281.73 feet; thence South 52°00'25" West, along said West right-of-way line, 98.41 feet; thence South 46°28'42" West, along said West right-of-way line, 266.74 feet; thence Southerly along said West right-of-way line, along a curve to the left, tangent to the last described course, having a radius of 420.00 feet, an arc distance of 279.91 feet; thence South 8°21'39" West, along said West right-of-way line, 211.32 feet; thence South

28°05'00" West, along said West right-of-way line, 79.61 feet; thence South 71°13'01" West, along said West right-of-way line, 105.94 feet to a point on the North right-of-way line of N.W. Barry Road, as now established; thence South 84°47'52" West, along said North right-of-way line, 100.50 feet; thence North 89°29'31" West, along said North right-of-way line, 125.92 feet to a point on the West line of the Northeast Quarter of said Section 10, Clay County; thence South 0°35'35" West, along said West line, 79.99 feet to the Southwest corner of said Northeast Quarter; thence South 89°29'15" East, along the North line of the Southeast Quarter of said Section 10, Clay County, 751.37 feet; thence South 10°13'32" East, along the West line of said U.S. Highway 169, 301.45 feet; thence Westerly, on a curve to the left, having an initial tangent bearing of North 14°17'56" West, and a radius of 80.55 feet, an arc distance of 118.69 feet; thence South 76°55'04" West, 137.72 feet; thence South 00°42'07" West, 387.09 feet; thence South 88°55'03" East, 294.89 feet to a point on the Westerly right-of-way line of US Highway No. 169, as now established; thence South 10°13'32" East, along said right-of-way line, 332.67 feet; thence South 11°12'33" East, along said West line, 126.50 feet; thence South 12°01'43" East, along said West line 306.96 feet; thence South 0°11'47" West, along said West line, 747.30 feet; thence Southerly along said West line, along a curve to the left, tangent to the last described course, having a radius of 5829.58 feet, an arc distance of 462.80 feet to a point on the South line of the Southeast Quarter of said Section 10, Clay County; thence North 89°58'49" West, along said South line, 350.00 feet to the Southeast corner of ETHAN'S GLEN SECOND PLAT, A subdivision of land in Kansas City, Clay County, Missouri; thence North 0°01'11" East, along the East line of said ETHAN'S GLEN SECOND PLAT, 425.65 feet; thence North 89°58'49" West, along said East line, 50.00 feet; thence North 0°01'11" East, along said East line, 100.00 feet; thence North 89°58'49" West, along said East line, 50.00 feet; thence North 0°01'11" East, along said East line, 200.00 feet; thence North 89°58'49" West, along said East line 307.84 feet; thence North 5°19'24" West, along said East line, 565.27 feet to a point on the South right-of-way line of N.W. 82nd Street, as now established; thence North 32°03'32" West, along said South right-of-way line, 55.54 feet, to a point on the East line of ETHAN'S GLEN FIRST PLAT, a subdivision of land in Kansas City, Clay County, Missouri; thence North 29°48'24" West, along said East line, 211.32 feet; thence North 0°23'04" East, along said East line, 128.41 feet; thence North 89°23'25" West, along the North line of said ETHAN'S GLEN FIRST PLAT, 100.00 feet to a point on the West line of the Southeast Quarter of said Section 10, Clay County; thence South 0°36'35" West, along said West line, 116.46 feet; thence North 35°38'13" West, along the North line of said ETHAN'S GLEN FIRST PLAT, 238.34 feet; thence North 89°29'15" West, along said North line, 222.00 feet; thence North 0°09'45" East, 162.00 feet; thence North 89°29'15" West, 94.50 feet; thence North 0°09'45" East, 185.67 feet; thence North 89°29'15" West, 34.78 feet; thence North 0°09'45" East, 185.35 feet; thence North 89°29'15" West, 562.72 feet; thence North 0°10'13" East, 375.90 feet to a point on the North line of the Southwest Quarter of said Section 10, Clay County; thence North 89°29'15" West, along said North line, 793.94 feet to the Point of Beginning. Containing 345.35 acres, more or less.

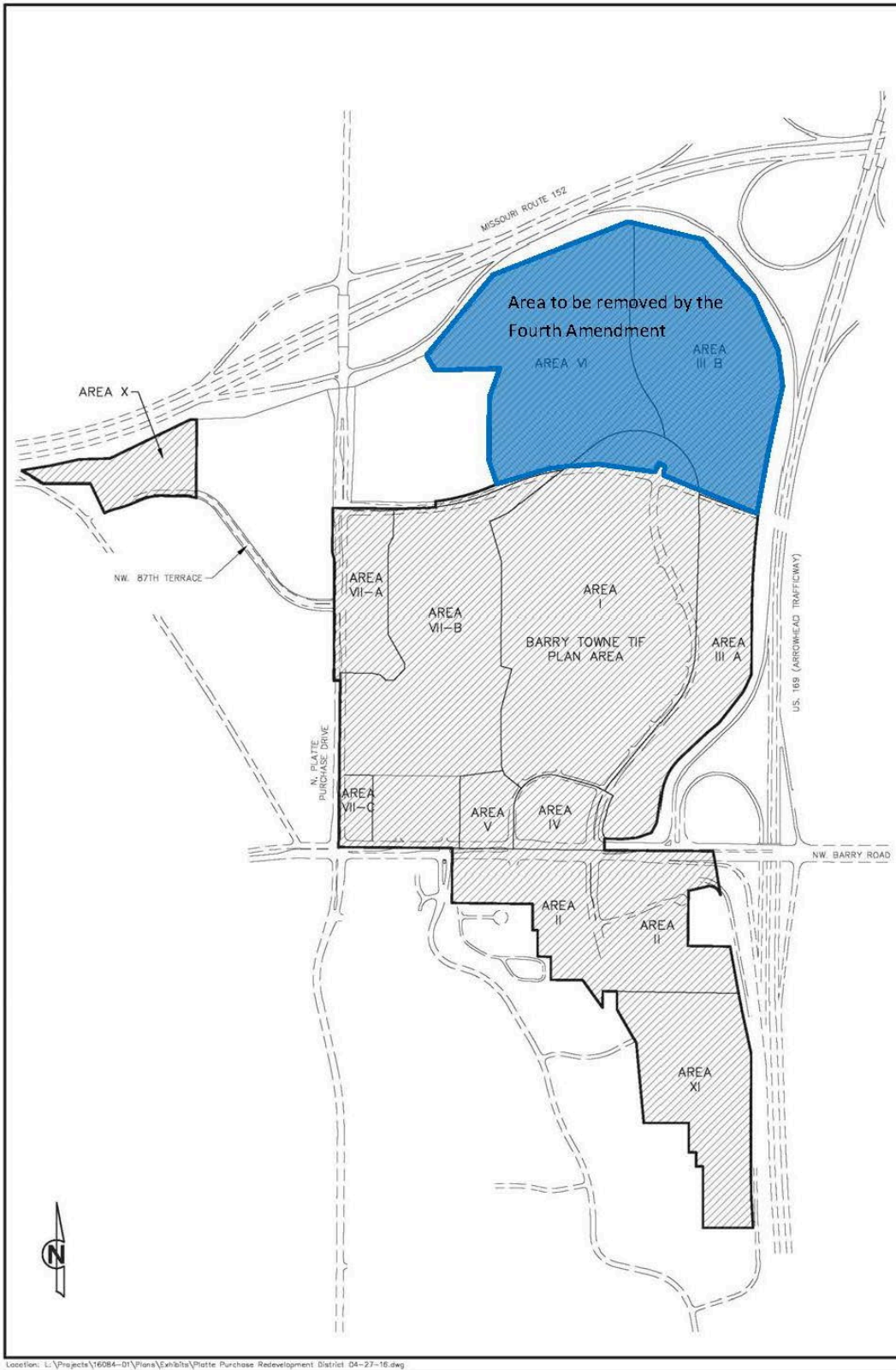
Except

A tract of land situated over a portion of the Southeast Quarter and the Fractional Southwest Quarter of Section 3, also situated over a portion of the Northeast Quarter and the Fractional Northwest Quarter of Section 10, all in Township 51 North, Range 33 West in Kansas City, Clay County, Missouri and being now more particularly described as follows:

Commencing at the Northwest corner of Lot 1 of the final plat of COSTCO – PLATTE PURCHASE as now established and recorded March 28, 2017 as Instrument No. 2017009627 in the Office of the Recorder of Deeds for the aforesaid County and State in Book H at Page 189.2, said Northwest corner being a point on the East right-of-way line of N. Platte Purchase Drive, being also a point on the Southerly right-of-way line of Missouri State Highway Route No. 152 as said Drive and said Highway are both now established; thence North $66^{\circ}24'12''$ East along the Northerly line of said Lot 1, being also along the Southerly right-of-way line of said Missouri State Highway Route No. 152, a distance of 543.46 feet to the most North, Northeast corner said Lot 1 and the Point of Beginning of the tract of land to be herein described; thence Northerly, Easterly and Southerly along the Southerly right-of-way line of said Missouri State Highway Route No. 152, departing from the Northerly line of said Lot 1, the following courses and distances; thence North $40^{\circ}28'53''$ East, 743.54 feet; thence North $67^{\circ}43'15''$ East, 500.90 feet; thence North $69^{\circ}41'06''$ East, 489.31 feet; thence South $76^{\circ}57'21''$ East, 531.85 feet; thence South $42^{\circ}39'00''$ East, 531.59 feet; thence South $25^{\circ}26'03''$ East, 403.61 feet; thence South $06^{\circ}20'16''$ East, 278.24 feet to a point on the Westerly right-of-way line of Missouri State Highway Route No. 169 as now established; thence Southwesterly along said Westerly right-of-way line, departing from the Southerly right-of-way line of said Missouri State Highway Route No. 152, being now along a curve to the left, having an initial tangent bearing of South $16^{\circ}02'57''$ West, a radius of 5,881.58 and a central angle of $08^{\circ}29'44''$, an arc length of 872.08 feet to the point of intersection with the Northerly right-of-way line of NW 88th Street as now established; thence generally Westerly along the said Northerly right-of-way line, the following courses and distances; thence North $69^{\circ}18'33''$ West, 614.03 feet; thence Northwesterly along a curve to the left, tangent to the last described course, having a radius of 1,540.00 feet and a central angle of $01^{\circ}46'06''$, an arc length of 47.53 feet to a point of reverse curve; thence Northwesterly, Northerly and Northeasterly along a curve to the right, tangent to the last described curve, having a radius of 26.00 feet and a central angle of $85^{\circ}35'54''$, an arc length of 38.84 feet; thence North $15^{\circ}19'34''$ East, tangent to the last described curve, a distance of 37.86 feet; thence North $74^{\circ}40'26''$ West, perpendicular to the last described course, a distance of 80.00 feet; thence South $15^{\circ}19'34''$ West, perpendicular to the last described course, a distance of 21.29 feet; thence Southwesterly, Westerly and Northwesterly along a curve to the right, tangent to the last described course, having a radius of 26.00 feet and a central angle of $89^{\circ}34'16''$, an arc length of 40.65 feet to a point of reverse curve; thence Northwesterly, Westerly and Southwesterly along a curve to the left, tangent to the last described curve, having a radius of 1,552.00 feet and a central angle of $37^{\circ}45'33''$, an arc length of 1,022.80 feet to the Southeast corner of the final plat of said COSTCO – PLATTE PURCHASE, being a point on the Easterly right-of-way line of N. Holly Street as established 68 feet wide by said final plat; thence Northerly along the Easterly line of the final plat of said COSTCO – PLATTE PURCHASE and being also along the Easterly right-of-way line of said N. Holly Street, departing from the Northerly right-of-way line of said NW 88th Street, the following courses and distances; thence Southwesterly, Westerly and Northwesterly along a curve to the right, tangent to the last described curve, having a radius of 15.00 feet and a central angle of $92^{\circ}35'49''$ ($92^{\circ}33'53''$, Plat), an arc length of 24.24 feet (24.23 feet, Plat) to a point of compound curve; thence Northwesterly and Northerly along a curve to the right, tangent to the last described curve, having a radius of 482.00 feet and a central angle of $20^{\circ}15'54''$ ($20^{\circ}17'17''$, Plat), an arc length of 170.48 feet (170.67 feet, Plat); thence North $00^{\circ}00'00''$ West, tangent to the last described curve, a distance

of 320.74 feet; thence Northerly and Northeasterly along a curve to the right, tangent to the last described course, having a radius of 482.00 feet and a central angle of $28^{\circ}55'43''$, an arc length of 243.36 feet to the most East, Northeast corner of the final plat of said COSTCO – PLATTE PURCHASE and the Northeast corner of said N. Holly Street; thence North $61^{\circ}04'17''$ West, not tangent to the last described curve, a distance of 68.00 feet to the Northeast corner of Lot 1, COSTCO – PLATTE PURCHASE; thence South $00^{\circ}00'00''$ West along the Northerly line of said Lot 1, a distance of 445.16 feet to an angle point in the North line thereof; thence North $35^{\circ}24'04''$ West along the Northeasterly line of said Lot 1, a distance of 126.46 feet (126.41 feet, Plat) to the Point of Beginning. This description having been prepared by Steven R. Whitaker, Missouri, P.L.S No. 2005019220. MEC Corporate Certificate / License No. 2012009395. Containing 3,192,182 square feet or 73.282 acres, more or less.

Exhibit 2
Barry Towne Site Plan



Location: L:\Projects\16084-01\Plans\Exhibits\Platte Purchase Redevelopment District 04-27-16.dwg

Exhibit 4
Estimated Redevelopment Project Costs

Exhibit 5

Sources of Funds

SOURCES		
Estimated amount of PILOTS and EATS to reimburse Redevelopment Project Costs		\$13,011,609
Estimated Developer Debt and Equity and Other Sources to fund Redevelopment Project Costs		\$167,462,446
TOTAL		\$180,474,055

Exhibit 6

Estimated Annual Payments in Lieu of Taxes and Economic Activity Taxes Over the Life of the Redevelopment Plan

Year	Estimated EATs	Estimated PILOTs	Total Estimated TIF Revenues	Assessed Value
1996-2023 *	\$24,045,600.00	\$15,519,300.00	\$39,564,900.00	\$24,228,650.00
2024	397,800	269,500	667,300	24,713,223
2025	306,900	269,500	576,400	25,207,487
2026	306,900	276,200	583,100	25,711,637
2027	150,900	146,500	297,400	26,225,870
2028	150,900	555,707	706,607	26,750,387
2029	41,422	16,177	57,599	27,285,395
TOTALS	\$25,400,422.13	\$17,052,883.96	\$42,453,306.09	\$27,285,395.10

Revenue projections for 1996-2023 are based on the TIF revenues collected and deposited into the Barry Towne Special Allocation Fund.

The TIF Plan limits the amount of PILOTs that can be used to pay redevelopment project costs. PILOTs in excess of that amount will be declared surplus and distributed to the taxing districts.



File #: 240627

RESOLUTION NO. 240627

Sponsor: Mayor Quinton Lucas

RESOLUTION - Directing the City Manager to propose to the Board of Police Commissioners the creation of a unified 911 dispatch system for both the Police and Fire Departments.

WHEREAS, the 911 emergency response system is a critical lifeline for public safety, and its efficient operation is essential to protecting lives, property, and maintaining public order in Kansas City; and

WHEREAS, the Kansas City Fire Department (KCFD) currently falls short of the National Fire Protection Agency (NFPA) recommendation of answering 95% of calls within 15 seconds; and

WHEREAS, the Kansas City Police Department (KCPD) also faces challenges in operating its 911 system, with reports of long wait times and abandoned calls, particularly during peak hours and high-volume periods; and

WHEREAS, the KCFD Communications Division and the KCPD's 911 call center struggle with staffing issues causing both agencies to put increased workload on existing dispatchers; and

WHEREAS, both KCPD and KCFD implemented separate technological upgrades and operational changes to their respective 911 systems in recent years, yet challenges persist in both departments; and

WHEREAS, the current separate 911 systems for the Kansas City Police Department (KCPD) and Kansas City Fire Department (KCFD) may lead to inefficiencies, potential delays in emergency response, and challenges in coordinating multi-agency responses; and

WHEREAS, a unified 911 dispatch system could improve resource allocation, reduce response times, enhance overall emergency service delivery to the citizens of Kansas City, and provide a more efficient use of public safety funding; and

WHEREAS, the consolidation of 911 dispatch systems has been successfully implemented in other municipalities across the United States; and

WHEREAS, Section 84.460 of the Revised Statutes of Missouri, places the Kansas City Police Department under the exclusive management and control of the Board of Police Commissioners; and

WHEREAS, Section 84.420.02 (10) of the Revised Statutes of Missouri permits the Board of Police Commissioners to exercise its powers in a manner not inconsistent with its management and control to further the efficient and economical operation of the Police Department; and

WHEREAS, an agreement with the Board of Police Commissioners creating a unified 911 dispatch system under the direction and control of the City and comprised of both the Police and Fire Departments is consistent with the Board's management and control, would further the efficient and economical operation of the Police Department, and reduce 911 call answering times in the City; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

That the City Manager is directed to propose to the Board of Police Commissioners of the Kansas City Police Department an agreement creating a unified 911 dispatch system under the direction and control of the City that is comprised of both the Police and Fire Departments' 911 call answering and dispatch functions. The proposed agreement should address the following: the system's funding mechanism, with inclusion of public safety sales tax funds in such mechanism; the incorporation of the existing dispatch staff, organization, administration and equipment into such system; and compliance with collective bargaining agreements.

..end

No
Docket
Memo
Provided
For
Resolution
240627



File #: 240632

RESOLUTION NO. 240632

Sponsor: Councilmember Wes Rogers

RESOLUTION - Directing the City Manager to collect and aggregate data on businesses within Kansas City for the purpose of developing a business data dashboard and small business support programs, inclusive of tax redirection for defined small businesses.

WHEREAS, through Ordinance No. 230395, the City Council established the Small Business Task Force for the purpose of developing a strategic plan to guide the City in the equitable development, funding, and retention of small businesses within the City; and

WHEREAS, the City seeks to build and improve an inclusive ecosystem that allows for the efficient development and flow of authentically diverse talent, information, and resources for entrepreneurs to find what they require at each stage of growth, and to build policies that aim to ensure such growth; and

WHEREAS, one of the primary goals of the Small Business Task Force is to create an internal business data dashboard to gather information on the revenue generated by small businesses as well as statistical information regarding business size, industry, and ownership from 2018 to the present; and

WHEREAS, data collection shall support the Small Business Task Force's comprehensive plan by leveraging such data to help grow, attract and retain small business through recommendations proposed by the Small Business Task Force and approved by the City, in coordination with eco-system partners and private developers that are undertaking projects in alignment with the small business comprehensive plan; and

WHEREAS, upon collection and aggregation of the proposed data points outlined herein, the Small Business Task Force shall return to the City Council by October 2025 with a comprehensive small business development plan as outlined in Ordinance 230395; NOW THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is directed to collect and aggregate non-confidential information regarding businesses within the City for the purpose of informing the financial requirements of a small business support program, using grant funds previously appropriated to the KC BizCare office. The City Manager may use reasonable methods to define the parameters

of a “small business,” and shall collect, subject to availability, the following data from departments within the City:

- Aggregated, non-confidential tax revenue information from small businesses operating in the City, including earnings tax withholdings and business license fees;
- Aggregated, non-confidential information of businesses within the city to include business name, number of employees, industry, structure, location, and gross receipts.
- Data regarding businesses that are certified under the City’s affirmative action programs (MBE, WBE, DBE, SBE, SLBE, ACDBE) to include business structure, industry (scope of services), owner demographics, location and size;
- Data on city vendors/suppliers to include industry, location, demographics (certification), size and ownership.
- Data regarding zoning and building permits, including change of occupancy, that impact local businesses and their costs;
- Data on food permits issued and costs to businesses in Kansas City, childcare permits, and healthy home permits;
- Data on permits issued and costs for establishments serving liquor and other special permits (i.e., vehicles for hire, tire sales, day labor, adult entertainment, junkyards, short-term loans, dancehalls, cigarettes, towing, carnivals, and other amusement activities);
- Data on animal related businesses through its permits issued and costs for animal shows, commercial animal establishments, domestic avocation, and special exception for fowl/small animal permits;
- Business data on permits issued for short-term rentals in the City and costs;
- Data on permits issued for contractor’s licenses in the City;
- Data on permits issued from Public Works for festivals, street café and sidewalk cafes;
- Data on inspections, including rates of passing and failing inspections, the marked reason for failure, the rates of passing and failing re-inspections.
- Data on permit processing. This may include real-time wait time for various services, department backlog times, and average processing time.
- The City Manager shall request information from the Economic Development Corporation of Kansas City regarding local business development in its primary focus areas for business attractions, site selection, strategic business retention, and business expansion programs.

Section 2. That the City Manager shall identify the costs necessary to collect and maintain a database of information as described herein in future budget years and shall include a proposal for funding of a business data dashboard in FY25-26 budget.

..end

No
Docket
Memo
Provided
For
Resolution
240632



File #: 240634

ORDINANCE NO. 240634

Sponsor: City Manager

Approving and designating Redevelopment Project Area K of the Arlington Road Tax Increment Financing Plan as a Redevelopment Project Area; and adopting tax increment financing therefore

WHEREAS, pursuant to the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the “Act”), the City Council of Kansas City, Missouri (the “City Council”) by Ordinance No. 54556 passed on November 24, 1982, and thereafter amended in certain respects by Committee Substitute for Ordinance No. 911076, as amended, passed on August 29, 1991, Ordinance No. 100089, as amended, passed on January 28, 2010, and Ordinance No. 130986, passed on December 19, 2013, Committee Substitute for Ordinance No. 140823, as amended on, June 18, 2015 and Committee Substitute for Ordinance No. 230524, passed on June 22, 2023, created the Tax Increment Financing Commission of Kansas City, Missouri (the “Commission”); and

WHEREAS, on November 6, 2014, the City Council passed Committee Substitute for Ordinance No. 140916 approving the Arlington Road Tax Increment Financing Plan (the “Redevelopment Plan”), and designated the area described therein as a redevelopment area (the “Redevelopment Area”); and

WHEREAS, the City Council, by Ordinance No. 150758, accepted the recommendations of the Commission, and approved the First Amendment to the Redevelopment Plan on September 17, 2015; and

WHEREAS, the City Council, by Ordinance No. 160241, accepted the recommendations of the Commission, and approved the Second Amendment to the Redevelopment Plan on April 7, 2016; and

WHEREAS, the City Council, by Ordinance No. 170865, accepted the recommendations of the Commission, and approved the Third Amendment to the Redevelopment Plan on November 9, 2017; and

WHEREAS, the City Council, by Ordinance No. 180280, accepted the recommendations of the Commission, and approved the Fourth Amendment to the Redevelopment Plan on June 21, 2018; and

WHEREAS, the City Council, by Ordinance No. 190996, accepted the recommendations of the Commission, and approved the Fifth Amendment to the Redevelopment Plan on December 19, 2019; and

WHEREAS, the City Council, by Ordinance No. 210981, accepted the recommendations of the Commission, and approved the Sixth Amendment to the Redevelopment Plan on November 10, 2021; and

WHEREAS, the City Council, by Ordinance No. 220090, accepted the recommendations of the Commission, and approved the Seventh Amendment to the Redevelopment Plan on February 3, 2022; and

WHEREAS, the City Council, by Ordinance No. 221033, accepted the recommendations of the Commission, and approved the Eighth Amendment to the Plan on December 8, 2022; and

WHEREAS, a Ninth Amendment to the Redevelopment Plan (the "Ninth Amendment") and a new Redevelopment Project Area K were each proposed to the Commission and the Commission, having been duly constituted in accordance with Section 99.820.3 of the Act, and its members appointed, after proper notice was given, met in public hearing, and after receiving the comments of all interested persons and taxing districts, closed the public hearing on July 10, 2024, and adopted Resolution No. 07-2-24 recommending approval of the Ninth Amendment to the Redevelopment Plan and Resolution 7-4-24 recommending the approval and designation of Redevelopment Project Area K; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That all terms used in this ordinance shall be construed as defined in Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended.

Section 2. That the area selected for Redevelopment Project Area K is legally described as follows:

A tract of land in the West Half of Section 2 and Section 3 Township 50 North, Range 32 West of the 5th Principal Meridian in Kansas City, Clay County, Missouri being bounded and described by or under the direct supervision of Jeffrey P. Means P.L.S. 2000147866, as a tax increment financing area as follows: Commencing at the Southeast corner the Southwest Quarter of said Section 2; thence North 00°40'32" East on the East line of said Southwest Quarter, 2,633.25 feet to the center of said Section 2; thence North 89°24'17" West on the North line of said Southwest Quarter, 1,695.53 feet to the Point of Beginning of the tract of land to be herein described; thence leaving said North line South 00°33'24" West, 649.95 feet; thence North 90°00'00" East, 192.43 feet; thence South 00°00'00" East, 587.19 feet; thence South 88°53'31" East, 126.71 feet; thence South 00°58'15" West, 763.55 feet; thence North 89°01'45" West, 3,107.23 feet; thence South 01°24'27" West, 597.17 feet; thence North 89°13'05" West, 606.30 feet; thence North 89°03'18" West, 285.42 feet; thence North

00°30'36" East, 4,844.60 feet; thence South 88°55'12" East, 3,593.30 feet; thence South 01°05'43" West, 390.61 feet; thence South 00°33'24" West, 1,621.88 feet; thence North 90°00'00" East, 102.89 feet; thence South 00°33'24" West, 229.99 feet to the Point of Beginning. Containing 16,345,352 square feet or 375.24 acres, more or less. all lying below the winterset ledge of limestone rock. in areas where the winterset ledge is absent, lying below the bethany falls ledge. But all other areas where no ledge is present lying above the elevation 720 (NAVD88) and except "Below-Ground Redevelopment Project Area A1" defined in the "Arlington Road Tax Increment Financing Plan" recorded as Ordinance 140916 on November 6th, 2014 and except "Below-Ground Redevelopment Project Area F", "Below-Ground Redevelopment Project Area G1", and "Below-Ground Redevelopment Project Area I1" defined in the "First Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 150758 on September 17, 2015 and except "Below-Ground Redevelopment Project Area H1" defined in the "Third Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 170865 on November 9, 2017 and except "Below-Ground Redevelopment Project Area A2" and "Below-Ground Redevelopment Project Area J1" defined in the "Fifth Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 190996 on December 19, 2019 and except "Below-Ground Redevelopment Project Area G2" and "Below-Ground Redevelopment Project Area A3" defined in the "Sixth Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 210981 on November 10, 2021 and except "Below-Ground Redevelopment Project Area J2" defined in the "Eighth Amendment To The Arlington Road Tax Increment Financing Plan" recorded as Ordinance 221033 on December 8, 2022 (" Redevelopment Project Area K").

Section 3. That tax increment allocation financing is hereby adopted for taxable real property in the above-described area selected for Redevelopment Project Area K. After the total equalized assessed valuation of the taxable real property in Redevelopment Project Area K exceeds the certified total initial equalized assessed valuation of the taxable real property in Redevelopment Project Area K, the ad valorem taxes, and payment in lieu of taxes, if any, arising from the levies upon the taxable real property in such project by taxing districts and tax rates determined in the manner provided in subsection 2 of Section 99.855 each year after the effective date of the ordinance until redevelopment project costs have been paid shall be divided as follows:

1. That portion of taxes levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract or parcel of real property in the area selected for the Project Area K shall be allocated to and, when collected, shall be paid by the Clay County Collector and the City Treasurer to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

2. Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for Project Area K over and above the initial equalized assessed value of each such unit of property in the area selected for Project Area K shall be allocated to and, when collected, shall be paid to the City Treasurer who shall deposit such payments in lieu of taxes into a special fund called the "Special Allocation Fund" of the City for the purpose of paying Redevelopment Project Costs and obligations incurred in the payment thereof. Any payments in lieu of taxes which are not paid within sixty (60) days of the due date shall be deemed delinquent and shall be assessed a penalty of one percent (1%) per month.

Section 4. That in addition to the payments in lieu of taxes described in subsection 2 of Section 3 above, fifty percent (50%) of the total additional revenue from taxes which are imposed by the City and certain taxing districts, and which are generated by economic activities within the area selected for Project Area K over the amount of such taxes generated by economic activities within such area in the calendar year prior to the passage of this ordinance, while tax increment financing remains in effect, but excluding certain taxes, fees and special assessments specifically identified by the Act, other than payments in lieu of taxes, shall be allocated to, and paid by the collecting officer to the City Treasurer or other designated financial officer of the City, who shall deposit such funds, which are necessary to the payment of Redevelopment Project Costs identified by the Redevelopment Plan, in a separate segregated account within the Special Allocation Fund for the purpose of paying Redevelopment Project Costs.

..end

Approved as to form:

Emalea Black
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240634

Submitted Department/Preparer: Please Select

Revised 11/01/23

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

Executive Summary

Approving and designating Redevelopment Project Area K of the Arlington Road Tax Increment Financing Plan as a Redevelopment Project Area; and adopting tax increment financing therefore.

Discussion

Approving Redevelopment Project Area K. This Plan is unique in that Project Areas were defined as time went on and new users came online. This is the final below ground project area to be approved for this plan.

Fiscal Impact

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

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

2. This fund has a structural imbalance. Yes No
3. Account string has been verified/confirmed. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Inclusive Growth and Development (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Align the City's economic development strategies with the objectives of the City Council to ensure attention on areas traditionally underserved by economic development and redevelopment efforts.
 - Ensure quality, lasting development of new growth.
 - Increase and support local workforce development and minority, women, and locally owned businesses.
 - Create a solutions-oriented culture to foster a more welcoming business environment.
 - Leverage existing institutional assets to maintain and grow Kansas City's position as an economic hub in the Central United States.
 -

Prior Legislation

140916 150758 160241 170865 180280 190996 140917 190997 160251 160252 140918 150759 150760
150761 170874 190998

Service Level Impacts

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

Other Impacts

1. What will be the potential health impacts to any affected groups?
None identified
2. How have those groups been engaged and involved in the development of this ordinance?
N/A
3. How does this legislation contribute to a sustainable Kansas City?
Promoting development by finalizing the redevelopment project area.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

Click or tap here to enter text.

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

No(Press tab after selecting)

Click or tap here to enter text.

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



File #: 240638

ORDINANCE NO. 240638

Sponsor: Mayor Pro Tem Ryana Parks-Shaw

Amending Chapter 2, Code of Ordinances, by enacting a new Section 2-1621 for the purpose of prohibiting City deposits in institutions engaging in predatory lending or abusive financial practices.

WHEREAS, predatory lending and abusive financial practices have a detrimental impact on the economic well-being and quality of life of unsuspecting consumers; and

WHEREAS, the City Council believes it is in the best interest of Kansas Citizens to ensure that the City has a procedure to divest from any financial institution that engages in predatory or abusive practices; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 2, Code of Ordinances is hereby amended by enacting a new Section 2-1621 to read as follows:

Sec. 2-1621. Deposits and investments in institutions practicing predatory lending prohibited.

(a) The City shall not keep any funds on deposit in any bank, its affiliates, or other financial institution that engages in predatory lending, including predatory home loans, abusive payday loans, or other predatory or abusive non-home loans or financial products.

(1) As used in this section, predatory lending refers to any lending practice deemed unfair, deceptive, or abusive under state and federal law, including but not limited to the Missouri Merchandising Practices Act, the Dodd-Frank Act, the Consumer Credit Protection Act, the Equal Credit Opportunity Act, the Truth in Lending Act, or other relevant state or federal regulatory guidelines.

(b) In the event the City discovers funds on deposit in a financial institution or other entity engaging in predatory lending as described in Section 2-1621(a), the Director of Finance shall report such occurrence to the Community Reinvestment Panel and the City Council with a plan for divestiture.

..end

Approved as to form:

Samuel Miller
Assistant City Attorney

No
Docket
Memo
Provided
For
Ordinance
240638



File #: 240642

ORDINANCE NO. 240642

Sponsor: City Manager

Authorizing the City Manager to execute a Contribution Agreement with DTC Community Development, Inc. in connection with the South Loop Link Project (“Project”); estimating revenue in the amount of \$1 million to the project account; authorizing the City Manager to execute Contract Amendment No. 3 with HNTB in an amount not to exceed \$11,203,000 for Design Professional Services in Connection with the Project; authorizing the City Manager to spend the sum of \$11,203,000 in connection with the Contract Amendment No. 3, referenced herein; and recognizing an accelerated effective date.

WHEREAS, on June 8, 2023, the City Council approved Committee Substitute for Ordinance No. 230477 appropriating the amount of \$10 million from the Convention and Sports Complex Fund for the purpose of funding the City’s contribution to the Project; and

WHEREAS, on May 23, 2024, the City Council approved Committee Substitute for Ordinance No. 240450 authorizing the City Manager to execute a funding agreement with the Missouri Department of Economic Development, which agreement provided funding in the amount of \$28.6 million to the Project; and

WHEREAS, DTC Community Development Inc. has secured private contributions to the Project and the City and DTC CD, Inc. agree that it is best to allocate a portion of contributions received to the Project; and

WHEREAS, on March 2, 2024, the City Council adopted Ordinance No. 240225 authorizing the City Manager to execute an Assignment and Assumption Agreement in connection with a contract between the Port Authority of Kansas City (PortKC) and HNTB which agreement provided for the completion of 30% design and National Environmental Policy Act (“NEPA”) documentation for the Project; and

WHEREAS, the City and HNTB now wish to amend a certain Design Professional Services Agreement to advance the project to 60% design; NOW, THEREFORE;

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY

Section 1. That the City Manager is authorized to negotiate and execute a Contribution Agreement with DTC Community Development Inc. for the purpose of accepting private contributions for the Project.

Section 2. That the revenues in the following account of the Capital Grants Fund are hereby estimated in the following amount:

25-3091-895114-477777-89022041 \$1,000,000.00

Section 3. That the sum of \$1,000,000 is here by appropriated from the Unappropriated Fund Balance of the Capital Grants Fund into the following account:

25-3091-895114-B-89022041 South Loop Project Account \$1,000,000.00

Section 4. That the City Manager is hereby authorized to execute Contract Amendment No. 3 with HNTB in the amount of \$11,203,000 for completion of 60% design of the South Loop Project.

Section 5. That the City Manager is hereby authorized to spend the sum of \$11,203,000.00 for this contract as follows from funds herein appropriated and funds previously appropriated to the following accounts:

25-3091-895114-B-89022041	South Loop Project	\$ 5,000,000.00
25-5370-632018-B	Special Projects – South Loop Link	<u>6,203,000.00</u>
	TOTAL	<u>\$11,203,000.00</u>

Section 6. That this ordinance, relating to the design, repair, maintenance, or construction of a public improvement, is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(D) of the City Charter and shall take effect in accordance with Section 503, City Charter.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form:

Dustin Johnson

Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240642

Submitted Department/Preparer: Please Select

Revised 6/10/24

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

Executive Summary

Authorizing the City Manager to execute a Contribution Agreement with DTC Community Development, Inc. in connection with the South Loop Link Project (“Project”); estimating revenue in the amount of \$1 million to the project account; authorizing the City Manager to execute Contract Amendment No. 3 with HNTB in an amount not to exceed \$11,203,000 for Design Professional Services in Connection with the Project; authorizing the City Manager to spend the sum of \$11,203,000 in connection with the Contract Amendment No. 3, referenced herein; and recognizing an accelerated effective date.

Discussion

This ordinance authorizes the City Manager to execute contract amendment No. 3 that will advance the design of the South Loop Project to 60% design. The estimated cost of this amendment is \$11,203,000. The ordinance also authorizes the City Manager to execute a Contribution Agreement with DTC Community Development Inc. (“DTC-CD”). DTC-CD will provide \$1 million towards this contract amendment. Remaining funding sources for the contract are funds previously appropriated by the City for this project, and proceeds from the State of Missouri that the City has accepted through an agreement with the Department of Economic Development.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Convention and Sports Complex Fund, Grant Fund
3. How does the legislation affect the current fiscal year?
No impact.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
No.

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

Click or tap here to enter text.

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
- Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

Prior Legislation

230477, approved June 3, 2023, appropriating \$10 million from the Convention and Sports Complex Fund for the project.

240450, approved May 23, 2024, authorizing execution of a funding agreement with the Missouri Department of Economic Development which allocated \$28.6 million for the project.

240225, adopted on March 2, 2024, authorizing an Assignment and Assumption agreement between the Port Authority of Kansas City and the City. The agreement transferred a design professional contract with HNTB for the project.

Service Level Impacts

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

Other Impacts

1. What will be the potential health impacts to any affected groups?
The eventual construction of this project will mitigate air quality and sound issues that currently exist in the area around I-670. The project, when constructed, will also add green spaces and mitigate urban heat island effects.
2. How have those groups been engaged and involved in the development of this ordinance?
This project has been subject to significant public engagement. It is currently in 30% design phase. Additional engagement is anticipated as the project progresses into advanced stages of design.
3. How does this legislation contribute to a sustainable Kansas City?
Click or tap here to enter text.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.
Click or tap here to enter text.
5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

Yes - I have submitted documents for CREO Review (Press tab after selecting)
Please attach or copy and paste CREO's review.
Click or tap here to enter text.

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

No(Press tab after selecting)

Click or tap here to enter text.

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

Inter-Departmental Communication

Date: July 29, 2024

To: Councilmember Andrea Bough; Chair; Finance, Governance & Public Safety Committee

From Jaime Guillen; Director; Civil Rights & Equal Opportunity Department

Subject: Revised CUP Summary for Amendment 3 #:240642

CONTRACTOR: HNTB Corporation
Address: 715 Kirk Dr.
Kansas City, MO 64105
Contract #: 89022041-001 – South Loop Project – Design Services, Amendment 3
Contract Amount: \$14,921,296.00 (\$11,203,000 on Amendment 3)
MBE Goal: 14%
WBE Goal: 14%
Total MBE Achieved: 22%
Total WBE Achieved: 16.5%

MBE SUBCONTRACTORS:

Name: Hg Consult, Inc.
Address: 7733 N. Wallace Ave.
Kansas City, MO 64158
Scope of Work: Environmental Assessment Support / Community Effects / Hazardous Materials Assessments
Subcontract Amount: \$1,700,024.48
Ownership: Harrison, Earl Jr.
Structure: African-American Male Code: 15

MBE SUBCONTRACTORS:

Name: Parson & Associates, LLC
Address: 1518 E. 18th St.
Kansas City, MO 64108
Scope of Work: Public Engagement / Meetings / Communications
Subcontract Amount: \$451,630
Ownership: Parson, R. Jason
Structure: African-American Male Code: 15

MBE SUBCONTRACTORS:

Name: Taliaferro & Browne, Inc.
Address: 1020 E. 8th St.
Kansas City, MO 64106
Scope of Work: Surveying / Utility Coordination / Utility Conflict
Matrix & Mapping
Subcontract Amount: \$898,332
Ownership: Adebrihan, Hagos
Structure: African-American Male Code: 15

MBE SUBCONTRACTORS:

Name: Custom Engineering, Inc.
Address: 12760 E. US Highway 40
Independence, MO 64055
Scope of Work: Electrical Engineering – Streetlights / Signals
Subcontract Amount: \$188,959.58
Ownership: Davis, Joseph
Structure: African-American Male Code: 15

MBE SUBCONTRACTORS:

Name: Land3 Studio, LLC**
Address: 317 SE Main St.
Lee's Summit, MO 64063
Scope of Work: Irrigation Design
Subcontract Amount: \$53,500
Ownership: Bushyhead, Bob
Structure: Native American Male Code: 17

WBE SUBCONTRACTORS:

Name: Leigh & O'Kane, LLC*
Address: 250 NE Mulberry, Suite 201
Lee's Summit, MO 64086
Scope of Work: Structural Design
Subcontract Amount: \$177,400
Ownership: Bush, Amanda
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Leigh & O’Kane, LLC**
Address: 250 NE Mulberry, Suite 201
Lee’s Summit, MO 64086
Scope of Work: Playground & Site Feature Structural
Engineering
Subcontract Amount: \$187,000
Ownership: Bush, Amanda
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Historic, LLC
Address: 4231 Mercier St.
Kansas City, MO 64111
Scope of Work: Environmental Assessment Support /
Archaeology Report
Subcontract Amount: \$55,910
Ownership: Lutz, Kelsey
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Willoughby Design, Inc.
Address: 602 Westport Rd.
Kansas City, MO 64111
Scope of Work: Graphic Design / Branding / Logo
Subcontract Amount: \$472,500
Ownership: Stephens, Megan
Structure: Caucasian Female Code: 13

WBE SUBCONTRACTORS:

Name: TREKK Design Group, LLC
Address: 1411 E. 104th St.
Kansas City, MO 64131
Scope of Work: Surveying / Design Support / MODOT
Coordination
Subcontract Amount: \$575,145.89
Ownership: Robinett, Kimberly
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Sur Landscape Architecture, LLC**
Address: 3334 Campbell St.
Kansas City, MO 64109
Scope of Work: Landscape Architecture Planting Design /
Outdoor Furniture Selection
Subcontract Amount: \$250,600
Ownership: Landoni de Rose, Maria
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Antella Consulting Engineers, Inc.*
Address: 1600 Genessee, Suite 260
Kansas City, MO 64102
Scope of Work: Electrical Design
Subcontract Amount: \$312,394
Ownership: Santos, Monica
Structure: Hispanic-American Female Code: 24

WBE SUBCONTRACTORS:

Name: Lightworks, Inc.*
Address: 361-B Main St.
Weston, MO 64098
Scope of Work: Lighting Design
Subcontract Amount: \$55,000
Ownership: Vandel, Kathi
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Lightworks, Inc.**
Address: 361-B Main St.
Weston, MO 64098
Scope of Work: Lighting Design
Subcontract Amount: \$112,500
Ownership: Vandel, Kathi
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: FSC, Inc.*
Address: 8675 W. 96th St., Suite 300
Overland Park, KS 66212
Scope of Work: Building Code Analysis
Subcontract Amount: \$25,000
Ownership: Garapaty, Sonia
Structure: Asian-American Female Code: 26

WBE SUBCONTRACTORS:

Name: The Greenwood Consulting Group. LLC*
Address: 6631 Rainbow Ave.
Prairie Village, KS 66208
Scope of Work: Sustainability / LEED Consulting
Subcontract Amount: \$100,000
Ownership: Greenwood, Sara
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: International Architects Atelier, Inc.*
Address: 912 Broadway, Suite 300
Kansas City, MO 64105
Scope of Work: Architectural Design
Subcontract Amount: \$140,600
Ownership: Amirahmadi, Elizabeth
Structure: Hispanic-American Female Code: 24

Comments:

This project was formerly a Port KC project.

*Note- 2nd Tier sub to BNIM

**Note- 2nd Tier sub to OJB Landscape Architecture

Original Contract Amount: \$ 3,468,296.00
Amendments 1 – 2: \$ 250,000.00
Current Contract Amount: \$ 3,718,296.00
Proposed Amendment 3: \$ 11,203,000.00
Proposed Contract Amount: \$14,921,296.00

Dollars paid to prime contractor by City to date: \$2,655,433.45
Dollars paid to MBEs by prime contractor to date: \$199,155.47 for 7.5% MBE
Dollars paid to WBEs by prime contractor to date: \$381,137 for 14.4% WBE.



File #: 240647

ORDINANCE NO. 240647

Sponsor: Mayor Quinton Lucas

Establishing Fund No. 3454, the Special Obligation Bond Series 2025B Projects Fund, in the records of the City of Kansas City; estimating revenue in the amount of \$14,805,361.03 in the Special Obligation Bond Series 2025B Projects Fund, No. 3454; and appropriating the same in Fund 3454; appropriating funds in the amount of \$1,914,172.97 in the Water Revenue Bond Series 2024 Fund, No. 8081; appropriating funds in the amount of \$2,650,000.00 in the Sewer Fund, No. 8110; authorizing a construction contract with Infrastructure Solutions, LLC, with a total value of \$14,771,134.00 for the West Bottoms Phase I project (the “Project”); authorizing the City Manager to negotiate and execute a reimbursement agreement with the Planned Industrial Expansion Authority (PIEA) for reimbursement of design professional services associated with all phases of design of the West Bottoms Public Improvements Project; designating requisitioning authorities; declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures; authorizing the Director of Finance to close project accounts upon completion; and establishing May 1, 2024, as the effective date of this ordinance.

WHEREAS, on December 15, 2022, the City Council adopted Ordinance No. 221064, authorizing the City Manager to enter into a Predevelopment Agreement with West Bottoms - Propco Master, LLC, for the development of approximately 21.85 acres in the West Bottoms Area (“the Project”); and

WHEREAS, on March 24, 2024, the City Council adopted Ordinance No. 240256, approving the recommendations of the Tax Increment Financing Commission as to the West Bottoms Tax Increment Financing Plan, approving the City's contribution of additional EATs generated in the Plan Area, directing the Director of Finance to develop a finance plan, and authorizing the City Manager to enter into a Redevelopment Agreement with the Kansas City TIF Commission for the redevelopment public infrastructure improvements, including, without limitation, sanitary and storm sewers, utilities, sidewalks, and any other required or desirable infrastructure (collectively the “Public Improvements”) that will encourage the construction of approximately 108,000 square feet of office space, 108,300 square feet of retail space, 589 multifamily units which may include affordable units (the “Affordable Units”), and 40 hotel rooms; and

WHEREAS, on June 25, 2024, the General Services Department opened bids for Phase 1 infrastructure work in connection with the Project, which infrastructure includes new concrete pavement, curb, gutter, sidewalks, streetlighting, streetscapes, water main replacement, storm

sewer separation, and Green Infrastructure for storm water detention and management (“the Phase 1a Public Improvements”); and

WHEREAS, Ordinance No. 240600 approved the First Amendment to the Plan which provides (1) modifications to the Budget of Redevelopment Project Costs, (2) modifications to the anticipated sources of funds, (3) modifications to the development schedule and (4) the inclusion of all conforming changes within the Exhibits to the Redevelopment Plan that are in furtherance of the foregoing modifications (the “First Amendment”); and

WHEREAS, Ordinance No. 240581 established the West Bottoms Central Community Improvement District (“CID”), the petition for which contemplates a 1% sales tax of which up to 90% of the CID sales tax will be pledged to fund the Project; and

WHEREAS, the City has developed a financial plan using a combination of revenues from the TIF Plan, CID District and Water Services Department to finance the costs of the Project; and

WHEREAS the City desires to estimate and appropriate \$19,369,534.00 for the purpose of financing the Phase 1a Public Improvements and Professional Services; and

WHEREAS, the cost of the Phase 1a Public Improvements and Professional Services will be funded with Water Services Department funds and the issuance of special obligation bonds (“Bonds”) in Spring 2025 and the payment of scheduled debt service payments on the bonds will be made by proceeds of economic activity taxes pursuant to the Tax Increment Financing Plan approved pursuant to Ordinance No. 240256, proceeds from Super-TIF revenues, proceeds of Community Improvement District sales taxes approved and annual appropriation of monies from general municipal revenues over a successive thirty (30) year period; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Fund No. 3454 is hereby established as the Special Obligation Series 2025B Project Fund in the records of the City of Kansas City, Missouri.

Section 2. That the revenue in the following account of Fund No. 3454, the Special Obligation Series 2025B Project Fund, is hereby increased in the following amount:

AL-3454-120000-502360	Bond Proceeds	\$16,750,000.00
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Section 3. That the sum of \$16,750,000.00 is hereby appropriated from the Unappropriated Fund Balance of Fund No. 3454, the Special Obligation Series 2025B Project Fund to the following account:

AL-3454-898014-B-89008979	West Bottoms Public Infrastructure	\$13,150,000.00
AL-3454-107710-B-89008979	West Bottoms Public Infrastructure	<u>3,600,000.00</u>
	TOTAL	\$16,750,000.00

Section 4. That the Director of Public Works is hereby authorized to execute, on behalf of the City, a construction contract in the amount of \$14,771,134.00 with Infrastructure Solutions, LLC, for Project No. 89008979 West Bottoms Redevelopment Phase 1, a copy of which is on file with the Public Works Department, from funds hereby and previously appropriated to the follow accounts:

AL-3454-898014-B-89008979	West Bottoms Public Infrastructure	\$10,206,961.03
25-8110-807769-B-81001030	West Bottoms Water and Sewer	
	Main	2,650,000.00
AL-8081-807701-611060-80002524	West Bottoms Water and Sewer	
	Main	<u>1,914,172.97</u>
	TOTAL	\$14,771,134.00

Section 5. Authorizing the City Manager to negotiate and execute a reimbursement agreement with the PIEA for reimbursement of design professional services associated all phases of design of the West Bottoms Infrastructure Project.

Section 6. That the City Manager, subject to the execution of the agreement authorized Section 5 herein, is hereby authorized to expend funds in the amount of \$3,600,000.00 for Project No. 89008979 West Bottoms Redevelopment Phase 1 from funds hereby and previously appropriated to the follow accounts:

AL-3454-107710-610300-89008979 West Bottoms Public Infrastructure \$ 3,600,000.00

Section 7. That the Director of Public Works is designated as requisitioning authority for Account No. AL-3454-898014-B-89008979.

Section 8. That the Director of Water Services is designated as requisitioning authority for Account Nos. 25-8110-807769-B-81001030 and AL-8081-807701-611060-80002524.

Section 9. That the City Manager designated as requisitioning authority for Account No. AL-3454-107710-B-89008979.

Section 10. That the City Council hereby declares its official intent to reimburse itself for certain expenditures made within sixty (60) days prior to or on and after the date of this Ordinance with respect to appropriations in Section 3 (“Appropriation”) with the proceeds of bonds expected to be issued by the City. The maximum principal amount of bonds expected to be issued for the Appropriation is not to exceed \$16,750,000.00. This constitutes a declaration of official intent under Treasury Regulation 1.150-2.

Section 11. That the Director of Finance is hereby authorized to close project accounts, encumbrances and retainage related to the accounts in Section 3 and return the unspent portion to the fund balance from which it came upon the earliest of: (i) Project’s completion; (ii) final maturity of financing, or (iii) five years after issuance.

Section 12. That this ordinance, relating to the design, repair, maintenance or construction of a public improvement, is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(D) of the City Charter and shall take effect in accordance with Section 503 of the City Charter.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form:

Emalea Black
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240647

Submitted Department/Preparer: City Manager's Office

Revised 6/10/24

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

Establishing Fund No. 3454, the Special Obligation Bond Series 2025B Projects Fund, in the records of the City of Kansas City; estimating revenue in the amount of \$14,850,000.00 in the Special Obligation Bond Series 2025B Projects Fund, No. 3454; and appropriating the same in Fund 3454; authorizing a construction contract with Infrastructure Solutions, LLC, with a total value of \$14,771,134.00 for the West Bottoms Phase I project (the "Project"); authorizing the City Manager to negotiate and execute a reimbursement agreement with the Planned Industrial Expansion Authority (PIEA) for reimbursement of design professional services associated with all phases of design of the West Bottoms Public Improvements Project; designating requisitioning authorities; declaring the intent of the City to reimburse itself from the bond proceeds for certain expenditures; authorizing the Director of Finance to close project accounts upon completion; and establishing this ordinance as having an accelerated effective date.

Discussion

This ordinance establishes a Special Obligation Bond Fund, 2025B, and appropriates funds from the bond issuance to support public infrastructure within the West Bottoms neighborhood. The ordinance authorizes the Director of Public Works to enter into construction contracts, the Office of the City Manager to enter into a reimbursement agreement with the Planned Industrial Expansion Authority (PIEA), and designates requisitioning authority for Public Works and the City Manager. The ordinance also authorizes the Finance Director to close accounts based on certain criteria.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?

AL-3454-898014-B-89008979, Special Obligation Bonds 2025B
AL-3454-107710-B-89008979, Special Obligation Bonds 2025B
25-8110-807769-B-81001030, Sewer Fund
AL-8081-807701-611060-80002524, Water Revenue Bonds 2024A

3. How does the legislation affect the current fiscal year?
Reduces previously appropriated funds in the 8110 (Sewer) fund by \$2,650,000. Reduces previously appropriated funds in the 8081 (Water) fund by \$1,914,173. Continuing bond funds may or may not be paid out during FY 2025.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Project revenues (TIF and CID) are expected to be adequate to pay debt service on the bonds to the extent necessary bonds will be paid by general municipal revenues.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
Construction of public infrastructure is expected to encourage private development within the West Bottoms.

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

Additional Discussion (if needed)

Funds in the 8110 (Sewer) fund and 8081 (Water) fund were previously appropriated for the FY25 budget. All other funding was not included in the FY25 budget, but will be included in the FY26 budget.

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)

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

- Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
- Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
- Build on existing strengths while developing a comprehensive transportation plan for the future.
- Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
- Ensure adequate resources are provided for continued maintenance of existing infrastructure.
- Focus on delivery of safe connections to schools.

Prior Legislation

Ordinance 221064 authorized a Predevelopment Agreement with West Bottoms - Propco Master, LLC for the development of approx. 21.85 acres in the West Bottoms
Ordinance 240256 approved the West Bottoms TIF Plan
Ordinance 240600 approved the First Amendment to the TIF Plan
Ordinance 240581 established the West Bottoms Central Community Improvement District

Service Level Impacts

Replacing aging infrastructure including new concrete pavement, curb, gutter, sidewalks, streetlighting, streetscapes, water main replacement, storm sewer separation, and Green Infrastructure for storm water detention and management.

Other Impacts

1. What will be the potential health impacts to any affected groups?
Replacing aging infrastructure and conversion of existing combined sewer system.
2. How have those groups been engaged and involved in the development of this ordinance?
N/A
3. How does this legislation contribute to a sustainable Kansas City?
Conversion of existing combined sewer system.

4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

Yes - I have submitted documents for CREO Review (Press tab after selecting)
Please attach or copy and paste CREO's review.

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

Yes(Press tab after selecting)
List the three (3) lowest bidders in addition to the selected bidder.

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



File #: 240648

ORDINANCE NO. 240648

Sponsor: Councilmember Eric Bunch

Estimating revenue in the amount of \$3,591,162.50 in contributions from PortKC in the General Fund and appropriating a like transfer to the Capital Improvements Fund; estimating revenue in the Capital Improvements Fund and appropriating same to the Grand Avenue Bike/Pedestrian Bridge Project (the “Project”); estimating bond proceeds in the amount of \$7,300,000.00 and appropriating same to the Project; approving a plan of finance for the Project; designating requisitioning authority; declaring the City’s intent to reimburse itself for certain expenditures; authorizing the Director of Finance to close project accounts upon completion; and declaring this ordinance as having an accelerated effective date.

WHEREAS, the Grand Avenue Bike/Pedestrian Bridge Project (the “Project”) consists of the construction of a bicycle and pedestrian bridge designed to complement the construction of the Riverfront Streetcar Extension by allowing for safe bicycle and pedestrian access to Berkley Riverfront Park at a total cost of \$12.2 million; and

WHEREAS, the City approved Resolution No. 240336 which expressed support for grant funding for the Project which grant funding was ultimately not awarded; and

WHEREAS, the City Council appropriated \$750,000.00 in FY21 and \$1,750,000.00 in FY22 for the Project from the GOKC bond program, of which \$1,361,275.79 remains unexpended and is available for the remaining costs of the Project; and

WHEREAS, the City desires to advance funds for the Project to align with the completion of the Riverfront Streetcar Extension project; and

WHEREAS, on May 14, 1993, the City and Port Authority of Kansas City (“Port KC”) entered into the Kansas City Riverfront Lease Agreement, under which the City leased certain real property generally located between the Missouri River on the north, Front Street on the south, Broadway on the west and the property east of the I/29-35 on the east, (the “Leased Property”) to PortKC for development purposes, and which has been amended and restated on August 21, 2006, and further amended on September 21, 2011 (collectively, the “Riverfront Lease”); and

WHEREAS, under the terms of the Riverfront Lease the City is to receive 50% of the lease revenues as rent (the “City Share”), which the City will use for capital public improvements or development or redevelopment projects within the area of Kansas City lying

north of Independence Avenue and south of the Missouri River, between Broadway on the west and I/29-35 on the east (the “Leased Property Revenues Projects”); and

WHEREAS, under the terms of the Riverfront Lease projects located within the River Market and Columbus Park areas as specifically deemed eligible for funding from the City Share; and

WHEREAS, under the terms of the Riverfront Lease the City is required to annually submit the City Manager’s Certificate identifying the Leased Property Revenues Projects to be funded with the City Share; and

WHEREAS, the City Manager’s Certificate for FY2025, notifying PortKC of the City’s intent to use the City Share for the Grand Ave. Pedestrian Viaduct project, was submitted February 15, 2024; and

WHEREAS, the City has requested or will request from PortKC the FY2023 and FY2024 City portion of casino lease revenues in the total amount of \$3,591,162.50 and desires to allocate those funds to the Project; and

WHEREAS, the City Council desires to estimate and appropriate up to \$7.3 million in special obligation bond proceeds in advance of a Spring 2025 bond issuance to provide the balance of the funds needed to fund the Project; and

WHEREAS, City staff will work to reduce the amount of planned borrowing for the Project by exploring other sources to include Federal sources; and

WHEREAS, a potential source of funding exists through a partnership between the Kansas City Streetcar Authority (the “Streetcar Authority”), the Kansas City Area Transportation Authority (“KCATA”), and the City wherein KCATA would award 5337 State of Good Repair Federal Formula Funds to the streetcar system, consistent with program eligibility requirements. This source of funding would offset the cost of capital expenditures normally funded annually through the City’s \$2.039 million annual contribution to the Streetcar Fund, among other sources; and

WHEREAS, subject to the award of Federal funds and subject to the agreement of the Streetcar Authority, the City, and the Main Street Rail Transportation Development District (the “TDD”), the City Council will instead direct an amount up to \$2.039 million annually for three years toward payment of debt service on the bonds to be issued for the Project for the fiscal years 2025-26, 2026-27, and 2027-28; and

WHEREAS, the balance of the debt service is expected to be paid from net casino lease revenues received by the City through its agreement with PortKC or from any legally available revenue source of the City; NOW THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That revenue in the amount of \$3,591,162.50 is hereby estimated to the following account in the General Fund:

25-1000-640000-482090	Contr from KC Port Auth	\$3,591,162.50
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Section 2. That the sum of \$3,591,162.50 is hereby appropriated from the Unappropriated Fund Balance of the General Fund to the following account:

25-1000-129998-X	Transfer to Capital Improvements Fund	\$3,591,162.50
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Section 3. That revenue in the amount of \$3,591,162.50 is hereby estimated to the following account in the Capital Improvements Fund:

25-3090-120000-501000	Transfer from General Fund	\$3,591,162.50
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Section 4. That the sum of \$3,591,162.50 is hereby appropriated from the Unappropriated Fund Balance of the Capital Improvements Fund to the following account:

25-3090-897086-B-89005595	Grand Av Bridge 3rd St-Riverfront	\$3,591,162.50
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Section 5. That Fund No. 3454 is hereby established as the Special Obligation Series 2025B Project Fund in the records of the City of Kansas City, Missouri.

Section 6. That revenue in the amount of \$7,300,000.00 is hereby estimated to the following account in Fund No. 3454, the Special Obligation Series 2025B Project Fund.

AL-3454-120000-590000	Bond Proceeds	\$7,300,000.00
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Section 7. That the sum of \$7,300,000.00 is hereby appropriated from the Unappropriated Fund Balance of the Special Obligation Series 2025B Project Fund to the following account:

AL-3454-897086-B-89005595	Grand Av Bridge 3rd St-Riverfront	\$7,300,000.00
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Section 8. That the plan of finance for the Project is hereby approved and the City Manager is authorized to execute a letter agreement with the TDD and the Streetcar Authority for the purpose of offsetting up to the City's annual contribution to the Streetcar Fund with a contribution towards debt service for the Project in each of Fiscal Years 2025-26, 2026-27, and 2027-28 and will use the offset to make debt service payments on the bonds.

Section 9. That the Director of Public Works is designated as requisitioning authority for Account Nos. 25-3090-897086-B-89005595 and AL-3454-897086-B-89005595.

Section 10. That the City Council hereby declares its official intent to reimburse itself for certain expenditures made within sixty (60) days prior to or on and after the date of this Ordinance with respect to appropriations in Section 5 (the "Appropriation") with the proceeds of

bonds expected to be issued by the City. The maximum principal amount of bonds expected to be issued for the Appropriation is not to exceed \$7,300,000.00. This constitutes a declaration of official intent under Treasury Regulation 1.150-2.

Section 11. That the Director of Finance is hereby authorized to close project accounts, encumbrances and retainage related to the accounts in Section 5 and return the unspent portion to the fund balance from which it came upon the earliest of: (i) Project's completion; (ii) final maturity of financing, or (iii) five years after issuance.

Section 12. 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 Queen
Director of Finance

Approved as to form:

Samuel Miller
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240648

Submitted Department/Preparer: Public Works

Revised 6/10/24

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 revenue in the amount of \$3,591,162.50 in contributions from PortKC in the General Fund and appropriating a like transfer to the Capital Improvements Fund; estimating revenue in the Capital Improvements Fund and appropriating same to the Grand Avenue Bike/Pedestrian Bridge Project (the "Project"); estimating bond proceeds in the amount of \$7,300,000.00 and appropriating same to the Project; approving a plan of finance for the Project; designating requisitioning authority; declaring the City's intent to reimburse itself for certain expenditures; authorizing the Director of Finance to close project accounts upon completion; and declaring this ordinance as having an accelerated effective date.

Discussion

This ordinance estimates and appropriates revenues from the Port Authority related to the Kansas City Riverfront Lease Agreement, in addition to appropriate bond funding (2025B Special Obligation) to assist in the construction of the Grand Avenue Bike/Pedestrian Bridge Project.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
25-3090-897086-B-89005595, Capital Improvements Fund
AL-3454-897086-B-89005595, Special Obligation Series 2025B
3. How does the legislation affect the current fiscal year?
\$3,591,162.50 will be spent in FY25, bond funding may be spent over future fiscal years depending on project timelines
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Bond funding may be paid out over future fiscal years

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

Yes, leverages funding from the Port Authority lease agreement

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
- Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

Prior Legislation

none

Service Level Impacts

This ordinance will help fund the construction of the Grand Avenue Bicycle/Pedestrian bridge between the Riverfront and the Rivermarket. This bridge will improve the level of connectivity, multi-modal accessibility between two highly active neighborhoods. The bridge will help alleviate significant traffic delays and backups during Current games at CPKC stadium.

Other Impacts

1. What will be the potential health impacts to any affected groups?
The bike/pedestrian bridge will aid in shifting travel from vehicular modes to bike/pedestrian modes, which will help reduce traffic pollution (air, noise and light). This will have an overall positive health effect.
2. How have those groups been engaged and involved in the development of this ordinance?
There has been extensive public outreach in the development and design of this project. The project is fully designed and shovel-ready.
3. How does this legislation contribute to a sustainable Kansas City?
Currently there are no pedestrian or bicycle connections between the Riverfront and the adjoining neighborhoods. As the Riverfront develops with the new CPKC stadium and ancillary residential and destination development, a bicycle and pedestrian bridge will help Kansas City become sustainable.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

While the project does not create new housing, it helps to provide bicycle and pedestrian infrastructure to support thousands of new units of residential development both in the Riverfront and in the Rivermarket.
[Click or tap here to enter text.](#)
5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

This legislation only provides funding mechanisms for the infrastructure project. Once the project is bid for construction all CREO required CUPs and LOIs will be included.

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

No(Press tab after selecting)

Click or tap here to enter text.

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

No(Press tab after selecting)

Ordinance 240648

Grand Ave Bike/Pedestrian Bridge

Tuesday, July 30, 2024

Finance, Governance and Public Safety Committee



Historical Information

- Construction of a **bicycle and pedestrian bridge adjacent to Grand Ave.** designed to complement the Riverfront Streetcar Expansion to Berkley Riverfront Park
- **Resolution No. 240336** – expressing support for grant funding - not awarded
- **GOKC Funding** - \$2.5 million
 - Funded design work; about \$1.4 million remains unexpended
- **City/PortKC Riverfront lease** agreement – split revenues 50/50
 - Uses of funds restricted to River Market and Columbus Park areas
 - FY25 request will total \$3.6 million

Plan of Finance

- **Sources of Funds for Construction - \$12.2 million project**
 - GOKC remaining proceeds - \$1.4 million
 - PortKC Lease Revenue - \$3.6 million
 - Special Obligation Bonds - \$7.3 million
- **Sources of Funds for Debt Service**
 - Potential offset of Streetcar Fund capital expenditures with State of Good Repair Federal Formula Funds for three years – up to \$2.039 million annually
 - Balance of annual debt service from net casino lease revenues – about \$500,000 FY29 through FY33

Ordinance No. 240648

- Estimates and appropriates **FY25 casino lease revenue**
 - Transfer to the Capital Improvements Fund
- Estimates and appropriates **special obligation bond proceeds**
- Approves the **plan of finance**
- Authorizes City Manager to **execute a letter agreement** with Streetcar Authority and Main Street Rail TDD for offset

**GRAND BOULEVARD
BRIDGE VISUALIZATION
(LOOKING NORTHEAST)**



Questions?





File #: 240401

ORDINANCE NO. 240401

Sponsor: Mayor Quinton Lucas

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

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

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

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

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

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

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

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

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

..end

Approved as to form:

Dustin Johnson
Associate City Attorney

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

240401



File #: 240409

ORDINANCE NO. 240409

Sponsor: Mayor Quinton Lucas

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

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

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

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

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

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

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

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

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

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

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

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

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

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

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

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

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

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

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

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

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

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

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

(f) *Prosecution.*

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(h) *Public awareness.*

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

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

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

(i) *Program assessment.*

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

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

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

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

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

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

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

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

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

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

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

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

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

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

..end

Approved as to form:

Andrew Bonkowski
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240409

Submitted Department/Preparer: Mayor/Council's Office

Revised 11/01/23

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

Executive Summary

Sponsor: Mayor Quinton Lucas

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

Discussion

Sponsor: Mayor Quinton Lucas

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

Fiscal Impact

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

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
 - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
 - Build on existing strengths while developing a comprehensive transportation plan for the future.
 - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
 - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
 - Focus on delivery of safe connections to schools.

Prior Legislation

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

Service Level Impacts

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

Other Impacts

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

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

3. How does this legislation contribute to a sustainable Kansas City?
Reducing traffic deaths attract residents to area

4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

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

Please provide reasoning why not:

Click or tap here to enter text.

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

No(Press tab after selecting)

Click or tap here to enter text.

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

No(Press tab after selecting)

