



Agenda

Special Committee for Legal Review

Chairperson Quinton Lucas

Vice Chair Melissa Robinson

Councilmember Andrea Bough

Tuesday, November 5, 2024

11:30 AM

26th Floor, Council Chamber

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

PUBLIC OBSERVANCE OF MEETINGS

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

Any closed session may be held via teleconference.

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

Applicants and citizens wishing to participate have the option of attending each meeting or they may do so through the videoconference platform ZOOM, using this link:
<https://us02web.zoom.us/j/85624825067>

Public Testimony is Limited to 2 Minutes

Robinson and Patterson Hazley

[240902](#) Sponsor: Councilmember Melissa Robinson

Amending Chapter 2 of the Code of Ordinances, "Administration," by enacting a new Section 2-2045, "Prohibited Activities During Municipal Service," in Article XV, Division 2, for the purpose of prohibiting employee influence of board members in certain circumstances.

Attachments: [Docket Memo 240902](#)

Bough

240978 Sponsor: Councilmember Andrea Bough

Amending Chapter 2, Code of Ordinances, "Administration" by repealing and replacing Sections 2-302, Settlement of claims; 2-1304, Authority of city attorney to settle claims; and 2-2205, Claims against fund, and enacting in lieu thereof new sections of like number and subject matter to increase the settlement authority of the City Attorney and the Risk Management Committee.

Attachments: [4892 docket memo](#)

Patterson Hazley, Willett and Lucas

240980 Sponsor: Councilmember Melissa Patterson Hazley

Providing financial relief to the Linwood Shopping Center Community Improvement District; authorizing the use of \$250,000 from previously appropriated funds from the General Fund; appropriating \$250,000.00 from the Health Levy Fund; appropriating \$250,000.00 from the Shared Success Fund; directing the City Manager to apply for a Community Development Block Grant for an additional \$750,000 for long-term planning, sustainability, and viability for the Linwood Shopping Center Community Improvement District and its surrounding area; authorizing the City Manager to negotiate and execute an amendment to the Cooperative Agreement with the Linwood Shopping Center CID; authorizing the City Manager to negotiate and execute an amendment to the lease with Midtown Grocers, LLC, including the allocation of funds for various tenant improvements; and recognizing this ordinance as having an accelerated effective date.

Attachments: [Docket Memo 240980 - Linwood Shopping Center](#)

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 and Robinson

240474 Sponsor: Mayor Quinton Lucas

Authorizing the City Manager to enter into an MOU with the KCATA setting out the process for approval of TEFRA certificates for KCATA projects.

Attachments: [Docket Memo](#)

ADDITIONAL BUSINESS

1. There may be a general discussion regarding current Special Committee for Legal Review issues.

2. Closed Session

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

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

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

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

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

Adjournment



File #: 240902

ORDINANCE NO. 240902

Sponsor: Councilmember Melissa Robinson

Amending Chapter 2 of the Code of Ordinances, “Administration,” by enacting a new Section 2-2045, “Prohibited Activities During Municipal Service,” in Article XV, Division 2, for the purpose of prohibiting employee influence of board members in certain circumstances.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 2, of the Code of Ordinances “Administration” is amended by enacting a new Section 2-2045, “Prohibited Activities During Municipal Service” in Article XV, Division 2, to read as follows:

Sec. 2-2045. Prohibited activities during municipal service.

(a) *Prohibition.* No employee of the city shall use means outside of established practices and procedures to seek to influence any decision of a member of any city board about a project; court case; pending ordinance, resolution or other enabling legislation; city program; or other pending issue, for which the member has decision making authority, whether individually or as a member of a group, unless the city employee is:

- (1) Not on city work time while presenting their views.
- (2) Does not identify themselves as a city employee while presenting their views.
- (3) Does not wear any city issued uniform, badges, or any other item that might identify themselves as a city employee while presenting their views.
- (4) Does not drive a city vehicle to the meeting location.
- (5) Does not make statements that would lead someone to believe the employee is speaking on behalf of the city.

(b) This section shall not be construed to prevent the disclosure of any alleged prohibited activity or misconduct or violation of any law, rule, or regulation.

(c) No city employee shall be considered in violation of this section if they are responding to a request for information from a member of a board. If a city employee is asked

for their opinion on a matter, the employee should answer truthfully while reminding the questioner the employee's opinion is not official city policy.

..end

Approved as to form and legality:

Katherine Chandler
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240902

Submitted Department/Preparer: Finance

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

Amending Chapter 2 of the Code of Ordinances, "Administration," by enacting a new Section 2-2045, "Prohibited Activities During Municipal Service," in Article XV, Division 2, for the purpose of prohibiting employee influence of board members in certain circumstances.

Discussion

This ordinance updates Section 2-2045 of the Code of Ordinances regarding prohibited activities during municipal service.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Not Applicable
3. How does the legislation affect the current fiscal year?
Not Applicable
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Not Applicable
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
Not Applicable

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

Additional Discussion (if needed)

This legislation does not appropriate funding or authorize expenditures and has no fiscal impact.

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.
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Prior Legislation

Service Level Impacts

Other Impacts

1. What will be the potential health impacts to any affected groups?
Not Applicable
2. How have those groups been engaged and involved in the development of this ordinance?
Not Applicable
3. How does this legislation contribute to a sustainable Kansas City?
Not Applicable
4. Does this legislation create or preserve new housing units?
Please Select (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 #: 240978

ORDINANCE NO. 240978

Sponsor: Councilmember Andrea Bough

Amending Chapter 2, Code of Ordinances, “Administration” by repealing and replacing Sections 2-302, Settlement of claims; 2-1304, Authority of city attorney to settle claims; and 2-2205, Claims against fund, and enacting in lieu thereof new sections of like number and subject matter to increase the settlement authority of the City Attorney and the Risk Management Committee.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 2, Code of Ordinances, “Administration” is amended by repealing Section 2-302, Settlement of claims, and enacting in lieu thereof a new section of like number and subject matter, to read as follows:

Sec. 2-302. Settlement of claims.

(a) *Claims against the city.* The city attorney may adjust, settle, compromise or submit to arbitration any action, causes of action, accounts, debts, claims, demands, disputes and matters against the city or in which the city is concerned as debtor, now existing or which may hereafter arise and not involving or requiring payment made by the City to exceed \$75,000.00, and, with the approval of the risk management committee, may do likewise in matters not involving or requiring payment made by the City of in excess of \$150,000.00. Claim payments made by the City in excess of \$150,000.00 shall be subject to approval by the city council upon the recommendation of the risk management committee and the city attorney, provided that funds to settle claims generally have been appropriated therefor.

(b) *Claims owed to the city.* The city attorney may adjust, settle, compromise or submit to arbitration any action, causes of action, accounts, debts, claims, demands, disputes and matters in favor of the city or in which the city is concerned as creditor, now existing or which may hereafter arise and not involving a payment made to the City in excess \$500,000.00 without further city council authorization.

(c) *Other.* The city attorney shall have the power to confess judgment within the limits authorized in subsection (a) above. The City Attorney’s utilization of non-monetary settlement terms, consistent with existing policy and regulation, shall not require authorization from the city council.

Section 2. That Chapter 2, Code of Ordinances, "Administration" is hereby amended by repealing Section 2-1304, Authority of city attorney to settle claims, and enacting in lieu thereof a new section of like number and subject matter, to read as follows:

Sec. 2-1304. Authority of city attorney to settle claims.

The city attorney may adjust, settle or compromise any action, cause of action, account, award, claim, claim for compensation, death or funeral benefit, demand, dispute, disability rating, request or demand for medical aid or any other matter in which the city is concerned under the Workers' Compensation Law now existing or which may hereafter arise as provided under section 2-302.

Section 3. That Chapter 2, Code of Ordinances, "Administration" is hereby amended by repealing Section 2-2205, Claims against fund, and enacting in lieu thereof a new section of like number and subject matter, to read as follows:

Sec. 2-2205. Claims against fund.

(a) Submission. All claims which are payable from the city legal expense and workers' compensation funds shall be submitted in the manner and form as directed by the risk management committee. The city attorney shall have authority to solicit bids or proposals and employ experts to aid in determining the amount of any loss.

(b) Any dispute between a department and the committee concerning a loss shall be referred to the city manager for final determination.

(c) Each city department shall cooperate with the city attorney, or designee, in the investigation, negotiation or other proceedings relating to the handling of claims or litigation against the department. Refusal of a department to cooperate in the handling of claim matters may bar the payment of that department's claims from the fund.

(d) Claims covered by the legal expense fund or payable from the workers' compensation fund shall be handled as provided under section 2-302.

(e) Review by committee. All proposed payments for claims or litigated matters from the city legal expense and workers' compensation funds shall be reported to the risk management committee in such manner and detail as the committee shall direct. The committee may authorize the requested payment, request more information, or decline the request for payment.

..end

Approved as to form:

Matthew Gigliotti

City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240978

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

This ordinance will adjust the amounts of settlements which can be made by the City Attorney and the Risk Management Committee from up to \$25,000 and \$50,000 respectively to \$75,000 and \$150,000 respectively.

Discussion

Currently, the City Attorney may settle claims and litigation up to \$25,000. The Risk Management Committee may authorize settlement of claims by the City Attorney up to \$50,000. This ordinance will increase those limits from \$25,000 to \$75,000 and from \$50,000 to \$150,000. All settlements above \$150,000 will continue to be sent to the City Council for its consideration. The last time these thresholds were reviewed by the Council was in 2014 (10 years ago).

This proposed increase will apply to all claims, not just workers' compensation claims. However, the impact of this adjustment is more significant in the workers' compensation realm.

Based on a review of the Clerk's filings, this Council has considered 71 settlement items since it was seated, broken down as follows: 32 workers' compensation matters, 26 traditional litigation matters, 10 pre-litigation claims, and 3 administrative charges.

Had this change been in effect on 8/1/2023, this Council would have had 20 items come before it, broken down as follows: 6 workers' compensation matters, 11 traditional litigation matters, 3 pre-litigation claims.

By increasing the City Attorney's authority to \$75,000, this will give Blue KC (the City's third-party administrator of our workers' compensation program) more flexibility to process claims. This will allow quicker resolution of cases, reducing the cost of processing cases. All of these cases are still reviewed by the City Attorney's Office when settlements are presented to a Missouri administrative law judge for approval.

Additionally, this ordinance proposes to clarify resolution thresholds and responsibilities between claims against the City from claims owed to the City, on the latter item, reserving the Council’s time to consider truly “high profile” matters (e.g. opioids) where there may be attendant policy matters to consider and avoid less mundane administrative matters (e.g. subrogation, bankruptcy recovery and negotiation, affirmative litigation).

Fiscal Impact

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

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

1. View the [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.
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Prior Legislation

Admin. Code 1967, §§ A5.63 and A9.113; Ord. No. 32371, 2-3-67; Ord. No. 37510, 1-9-70; Ord. No. 47208, 11-10-76; Ord. No. 53679, 2-12-82; Ord. No. 58037, 6-20-85; Ord. No. 910623, 6-6-91; Ord. No. 000336, 3-22-00; Ord. No. 031116, § 1, 10-16-03; Ord. No. 140578, § 1, 7-31-14; Ord. No. 140976, 12-11-14; Ord. No. 160823, 11-10-16; Ord. Nos. 190971, § 1, 12-12-19

Service Level Impacts

No appreciable service level impacts are anticipated.

Other Impacts

1. What will be the potential health impacts to any affected groups?
N/A
2. How have those groups been engaged and involved in the development of this ordinance?
N/A
3. How does this legislation contribute to a sustainable Kansas City?
Not in a direct appreciable way.
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)



File #: 240980

ORDINANCE NO. 240980

Sponsor: Councilmember Melissa Patterson Hazley

Providing financial relief to the Linwood Shopping Center Community Improvement District; authorizing the use of \$250,000 from previously appropriated funds from the General Fund; appropriating \$250,000.00 from the Health Levy Fund; appropriating \$250,000.00 from the Shared Success Fund; directing the City Manager to apply for a Community Development Block Grant for an additional \$750,000 for long-term planning, sustainability, and viability for the Linwood Shopping Center Community Improvement District and its surrounding area; authorizing the City Manager to negotiate and execute an amendment to the Cooperative Agreement with the Linwood Shopping Center CID; authorizing the City Manager to negotiate and execute an amendment to the lease with Midtown Grocers, LLC, including the allocation of funds for various tenant improvements; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the City of Kansas City recognizes the importance of vibrant entrepreneurship and safety in our communities, including on the City's East Side which has long been the subject to pervasive disinvestment and adverse community conditions; and

WHEREAS, in furtherance of its commitment to East Side revitalization and equity and pursuant to Ordinance Nos. 160448 and 160451, the City invested more than \$15 million to acquire, construct and equip the Linwood Shopping Center located at the intersection of Linwood Boulevard and Prospect Avenue in Kansas City's East Side, including a grocery store located at 3110 Prospect Avenue now known as Sun Fresh; and

WHEREAS, pursuant to the authority granted by Ordinance No. 170145, the Director of the former Neighborhoods and Housing Services Department entered into a Lease Agreement for 3110 Prospect Avenue dated March 30, 2017 with Lipari Brothers, Inc. for the grocery store for an initial term of 20 years with four renewal options totaling an additional 20 years, as amended pursuant to Committee Substitute for Ordinance No. 190484 ("Grocery Lease"); and

WHEREAS, in 2021, Lipari Brothers Inc. assigned its interested in the Grocery Lease to Midtown Grocers, LLC, a Missouri limited liability company wholly owned and operated by Community Builders of Kansas City ("Community Builders"), in furtherance of its nonprofit purpose to serve communities and to fulfill the needs of Kansas City residents residing within a food desert and to prevent the closure of the grocery store; and

WHEREAS, pursuant to Ordinance No. 180778, the Linwood Shopping Center Community Improvement District (the “CID”) was established as a Missouri political subdivision in accordance with Sections 67.1401 through 67.1571, RSMo.; and

WHEREAS, the City entered into a Cooperative Agreement in October 2020 to set forth the respective duties and obligations with respect to the administration, enforcement, and operation of the CID’s sales and use tax, revenues collected, and administration of property management and security for properties located within the CID, including the grocery store located at 3110 Prospect Avenue; and

WHEREAS, the magnitude of the foregoing conditions threatens the viability and ongoing operational sustainability of the grocery store, has caused Community Builders to invest an unsustainable amount of capital to continue in its capacity as a tenant of the City’s Linwood Shopping Center, and prevents Community Builders from growing basic entrepreneurial opportunities originally contemplated when entering into the grocery store lease with the City; and

WHEREAS, the City, pursuant to Ordinance No. 190484, determined it is in the City’s best interests to provide funding for certain common area maintenance expenses, for collateral for a line of credit for the operations of the grocery store and for marketing the grocery store, which was appropriated in the amount of \$250,000.00; and

WHEREAS, the City has determined that the appropriation, previously established via Ordinance No. 190484, can be used for providing assistance with the operation and safety of the Linwood Shopping Center; and

WHEREAS, the City has identified that a fiscal year 2025 allocation of \$250,000.00 from the Health Fund to assist with providing healthy food options to the community and \$250,000.00 from the Shared Success Fund to assist with providing a safe and secure location for shoppers and visitors to the Linwood Shopping Center are available; and

WHEREAS, the City’s investment as contemplated in this Ordinance will address additional City goals of fostering a thriving local economy, supporting nonprofit organizations and small businesses, and creating vibrant, livable neighborhoods, and is necessary for the ongoing operation of the grocery store and improving public health to those living in food deserts by providing access to sustenance to those who may not otherwise have easy access to groceries and healthy food options.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager or his designee is hereby authorized to negotiate and execute an amendment to the Cooperative Agreement with Linwood Shopping Center Community Improvement District (“Linwood CID”) to provide the Linwood CID with the funds appropriated by this Ordinance to accomplish the goals set forth in this Ordinance, including but not limited to:

- a. The Grocery Store must remain open for at least thirty-six (36) months from the effective date of the amendment;
- b. The Grocery Store must rebrand and begin an aggressive marketing campaign within ninety (90) days;
- c. Monthly revenue and expenses must be provided to the City;
- d. The parties, including any ownership team, employees, and other affiliates, shall work in good faith to refrain from publicly criticizing the other party.

Section 2. That the City Manager or his designee is hereby authorized to negotiate and execute any necessary lease amendment with Midtown Grocers, LLC for the grocery store located at 3110 Prospect Avenue (the “Grocery Store”) to accomplish the goals set forth in this Ordinance, including but not limited to those described in Section 1.

Section 3. That the Director of City Planning is hereby authorized to utilize the sum of \$250,000.00 from funds previously appropriated in the following account of the General Fund:

25-1000-641466-B Linwood Shopping Center Operation and Security \$250,000.00

Section 4. That the sum of \$250,000.00 is hereby appropriated from the Unappropriated Fund Balance of the Health Fund to the following account:

25-2330-641466-B Linwood Shopping Center Operation and Security \$250,000.00

Section 5. That the sum of \$250,000.00 is hereby appropriated from the Unappropriated Fund Balance of the Shared Success Fund to the following account:

25-2590-641466-B Linwood Shopping Center Operation and Security \$250,000.00

Section 6. That the City Manager is directed to apply for a Community Development Block Grant (“CDBG”) in the amount of \$750,000.00 for long-term planning, sustainability, and viability for the Linwood Shopping Center Community Improvement District and its surrounding area

Section 7. To the extent legally permissible, the City shall reimburse funds expended in Sections 3, 4, and 5 through CDBG funds, following the proper application procedures.

Section 8. That the City Manager is directed to work with the Linwood Shopping Center Community Improvement District to recover Community Development Block Grant Funds and other City funding sources expended pursuant to this ordinance upon the availability of funds in the Linwood Shopping Center Operation and Security account.

Section 9. That this ordinance is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(C) of the City Charter in that it appropriates money and shall take effect in accordance with that section.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form:

Abigail Judah
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240980

Submitted Department/Preparer: Finance

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

Providing financial relief to the Linwood Shopping Center Community Improvement District; authorizing the use of \$250,000 from previously appropriated funds from the General Fund; appropriating \$250,000.00 from the Health Levy Fund; appropriating \$250,000.00 from the Shared Success Fund; directing the City Manager to apply for a Community Development Block Grant for an additional \$750,000; authorizing the City Manager to negotiate and execute an amendment to the Cooperative Agreement with the Linwood Shopping Center CID; authorizing the City Manager to negotiate and execute an amendment to the lease with Midtown Grocers, LLC.

Discussion

This Ordinance would provide financial relief to the Linwood Shopping Center, which would Linwood Shopping Center with the ability continue to provide healthy food options to the community and provide a safe and secure location for shoppers and visitors.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
General Fund (1000): \$250,000
Health Fund (2330): \$250,000
Shared Success Fund (2590): \$250,000
3. How does the legislation affect the current fiscal year?
This legislation would use previously appropriated funds from the General Fund, but would reduce funds from both the Health and Shared Success Funds.

4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
N/A - this legislation is a one-time cost.
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)

This ordinance would appropriate from the Unassigned General Fund (1000) balance, which currently has \$278.8 million available as of 11/4/2024. The three-month reserve target for Assigned General Fund balance is \$197.6 million. The two-month reserve target for Committed General Fund balance is \$134.4 million.

The Health Fund (2330) and Shared Success Fund (2590) have Unappropriated Fund Balance available to support the proposed amount. The unreserved fund balance of the Health Fund is \$8.5 million as of 11/4/2024. The unreserved fund balance of the Shared Success Fund is \$1.4 million, as of 11/4/2024.

Citywide Business Plan (CWBP) Impact

1. View the [Adopted 2025-2029 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Public Safety (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Engage the community and community partners to reimagine the system of public safety with a focus on evidence-based approaches for crime prevention, treatment of mental health, emergency response time, and the criminal justice system.

- Focus on violence prevention among all age groups, placing an emphasis on youth.
- Increase fairness, justice, and responsiveness of our municipal criminal justice system to support the best possible outcome for offenders and victims of crime.
- Reduce recidivism through prevention, deterrence, including detention, and re-entry services.
- Enhance employee recruitment, succession planning, and retention in the police and fire departments with a continued emphasis on diversity.
-

Prior Legislation

Ordinance Numbers - 160448, 160451, 170145, 180778, and 190484

Service Level Impacts

This Ordinance would seek to provide assistance with operation and safety for Linwood Shopping Center, which would continue to provide healthy food options to the Community and provide a safe and secure location for shoppers and visitors to the area.

Other Impacts

1. What will be the potential health impacts to any affected groups?
Linwood Shopping Center would continue to provide healthy food options to the community and provide a safe and secure location for shoppers and visitors.
2. How have those groups been engaged and involved in the development of this ordinance?
N/A
3. How does this legislation contribute to a sustainable Kansas City?
Linwood Shopping Center would continue to provide healthy food options to the community and provide a safe and secure location for shoppers and visitors.
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 #: 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 #: 240474

ORDINANCE NO. 240474

Sponsor: Mayor Quinton Lucas

Authorizing the City Manager to enter into an MOU with the KCATA setting out the process for approval of TEFRA certificates for KCATA projects.

WHEREAS, pursuant to the City’s Transit Oriented Development (“TOD”) Policy adopted by the City pursuant to Resolution No. 160361 on May 18, 2017 (the “City TOD Policy”), the City outlined its plan to encourage quality development, including affordable housing transit corridors (such as streetcar and MAX bus routes); and

WHEREAS, Kansas City Area Transportation Authority (“KCATA”) is a bi-state agency created in 1965 by a compact between the States of Missouri and Kansas, and approved by the United States Congress (the “Compact”); and

WHEREAS, the KCATA is generally responsible for planning, constructing, owning and operating passenger transportation systems and facilities within the seven-county Kansas City metropolitan area (the “District”), including Kansas City; and

WHEREAS, the KCATA has adopted a policy to advance the development of the affordable housing and other facilities within proximity of its passenger transportation system, particularly low-income housing facilities on the City’s East Side; and

WHEREAS, to facilitate the foregoing, the KCATA issues private activity, tax-exempt bonds pursuant to its authority under the Compact and Section 147 of the Internal Revenue Code (the “Tax Code”), to provide financing for each TOD, low-income housing facility; and

WHEREAS, Section 147(f) of the Tax Code, commonly known as the “Tax Equity and Fiscal Responsibility Act of 1982” (“TEFRA”), requires (a) that a proposed bond issuer and its “host jurisdiction” (the governmental unit where the proposed project is located) provide notice of a public hearing (a “Public Hearing”) for the purpose of providing the public an opportunity to, among other things, comment upon the proposed tax-exempt bond issue, prior to the issuance thereof; and

WHEREAS, the TEFRA requirements also provide that, following each Public Hearing, the chief elected official of the host jurisdiction provide a certificate indicating its approval of the tax-exempt bond issuance; and

WHEREAS, the City Council desires a clear and transparent process for TEFRA bonds for KCATA projects. NOW THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. The City Council authorizes and expresses support for the City entering into a Memorandum of Understanding with the Kansas City Area Transportation Authority setting out the process for approval of TEFRA certificates for KCATA projects. A copy of the MOU is attached in substantial form.

..end

Approved as to form:

Emalea Black
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 240474

Submitted Department/Preparer: Public Works

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

Authorizing the City Manager to enter into an MOU with the KCATA setting out the process for approval of TEFRA certificates for KCATA projects.

Discussion

Authorizing the City Manager to enter into an MOU with the KCATA setting out the process for approval of TEFRA certificates for KCATA projects.

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?
Undetermined
- 4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Future impact to be determined by MOU authorized by this legislation
- 5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
Uncertain

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)

No account string to verify

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?
Uncertain
2. How have those groups been engaged and involved in the development of this ordinance?
Uncertain
3. How does this legislation contribute to a sustainable Kansas City?
Uncertain
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)