



Agenda - Final

Transportation, Infrastructure and Operations Committee

Quinton Lucas, Chair
Teresa Loar, Vice Chair
Eric Bunch, Vice Chair
Katheryn Shields
Melissa Robinson
Kevin O'Neill

Wednesday, January 12, 2022

9:00 AM

26th Floor, Council Chamber

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>

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

Public Works

[211124](#)

Authorizing the Director of Public Works to negotiate financing terms related to the City Wide LED Streetlight Conversion and Streetlight Maintenance contract with Custom Lighting dba Black and McDonald, LLC for a contract to start May 1, 2022.

Attachments: [211124 Fact Sheet](#)

[211124 Fiscal Note](#)

[211124 - Fiscal Note](#)

[220001](#) Authorizing the Director of Public Works to execute a design-build contract with MegaKC in the amount of \$1,384,000.00; for improving the six (6) intersections throughout the City as part of Vision Zero initiative; authorizing the Director of Public Works to enter into contract changes up to including twenty percent (20%) of the original contract price; and recognizing this ordinance as having an accelerated effective date.

Attachments: [220001 Fact Sheet](#)
[220001 Fiscal Note](#)

Water Services

[220002](#) Appropriating \$5,554,000.00 from the Unappropriated Fund Balance of the Water Fund; authorizing a \$5,048,908.00 construction contract with Site Rite Construction Co., for replacement of water mains in the area of Paseo Boulevard to Elmwood Avenue, East 58th Terrace to Gregory Boulevard; and authorizing a maximum expenditure of \$5,554,000.00.

Attachments: [220002 Fact Sheet](#)
[220002 FICB Approved Goals](#)
[220002 Approp Admin](#)
[220002 Fiscal Note](#)

Aviation

[220004](#) Authorizing an \$840,000.00 Amendment No. 4 with Crawford, Murphy & Tilly for the Design Airport Development at CBW Downtown Airport for a total contract amount of \$1,319,000.00; and authorizing a maximum expenditure of \$1,008,000.00 for the amendment.

Attachments: [220004 Fiscal Note](#)
[220004 Fact Sheet](#)
[220004 Docket Memo](#)

General Services

220018 Declaring certain real property generally located at 1811 Agnes Avenue and 3005 E. 18th Street, Kansas City, Missouri 64127 surplus to the City's needs; and authorizing the Director of General Services to offer the sale of the City's interest in the real property in accordance with City regulations, and execute related documents to complete the transfer of the real property while reserving easements, as necessary, for any existing City owned sewer, storm water, and water line infrastructure on the said property.

Attachments: [220018 Fact Sheet](#)
[220018 Fiscal Note](#)

220023 RESOLUTION - Directing the City Manager to follow state law pertaining to vaccines, medical mandates, medical procedures, and medical processes, including privacy, on employees outside of any contracts for employment; removing any requirement that City employees pay for medical procedures mandated by the City; and directing the City Manager to provide a line-item breakdown of COVID-19 expenditures.

Attachments: [220023 No Fact Sheet](#)

220024 Establishing a requirement for face coverings or masks at schools where children in grades K-6 attend class and on school buses with certain exceptions; appropriating \$1,000.00 from the Unappropriated Fund Balance of the Health Levy Fund; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

Attachments: [220024 No Fact Sheet](#)

HELD IN COMMITTEE

211113 Authorizing condemnation and taking of private property interests for public use for the construction, location and maintenance of the N. Green Hills Road Improvements - N.W. 78th Street to N.W. Barry Road, Project No. 89008087, in Kansas City, Platte County, Missouri; providing for the payment of just compensation therefore; authorizing continued negotiations and purchase by the Director of the Department of Public Works; authorizing the filing of the petition for condemnation by the City Attorney on behalf of the City; and directing the City Clerk to record this ordinance in the office of the Recorder of Deeds for Platte County, Missouri.

Attachments: [211113 Fiscal Note](#)
[211113 Fact Sheet](#)

Aviation

211116 Authorizing the Director of Aviation to execute the Fourth Amendment to the Tenant Reimbursement Agreement with Southwest Airlines and increasing the contract amount by \$2,125,000.00 for a total contract amount of \$7,361,500.00; and authorizing the Director of Aviation to expend an amount not to exceed \$2,125,000.00 for the amendment from previously appropriated funds.

Attachments: [211116 Fiscal Note](#)
[211116 Fact Sheet](#)

211118 RESOLUTION - Stating the City Council's support for improvements to the Interstate 29 and Cookingham interchange; and directing the City Manager to work with the Missouri Department of Transportation (MoDOT) to prepare applications for the MoDOT Partnership Development Cost Share Program.

Attachments: [211118 Fact Sheet](#)
[Res211118 FiscalNote](#)

211119 Authorizing the City Manager to execute a Development Agreement, Water and Wastewater Services Agreement, Water Main Extension Agreement, and Secured Deferral Agreement with Velvet Tech Services, LLC for the development of Zone 3 of the Golden Plains Technology Park.

Attachments: [211119 Fact Sheet](#)
[211119 Fiscal Note](#)

SEMI-ANNUAL DOCKET

Consideration of Semi-Annual Docket items.

ADDITIONAL BUSINESS

1. Staff will give a presentation of Barney Allis Plaza.
2. There may be a general discussion regarding current Transportation, Infrastructure and Operations Committee issues.

3. Closed Session

Any closed session may be held via teleconference.

- 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.

Adjournment



File #: 211124

ORDINANCE NO. 211124

Authorizing the Director of Public Works to negotiate financing terms related to the City Wide LED Streetlight Conversion and Streetlight Maintenance contract with Custom Lighting dba Black and McDonald, LLC for a contract to start May 1, 2022.

WHEREAS, the Citywide LED Streetlight Conversion and Streetlight Maintenance Project converts standard streetlights to Light-Emitting Diode (LED) equivalents; and

WHEREAS, a funding and financing strategy ordinance will be jointly presented by Finance and Public Works; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is authorized to negotiate financing terms related to a contract with Custom Lighting dba Black and McDonald, LLC for Citywide LED Streetlight Conversion.

..end

Approved as to form and legality:

Dustin E. Johnson
Assistant City Attorney

CONTRACT

211124

Ordinance Fact Sheet

Construction/Misc. Form

<u>Brief Title</u>	<u>Approval Deadline</u>	<u>Reason</u>
Streetlight LED conversion and on-going maintenance contract		Authorize the Director of Public Works to negotiate financing terms related to the City wide LED Streetlight Conversion and Streetlight maintenance contract with Custom Lighting dba Black & McDonald, LLC for a contract to start May 1, 2022

Details
<p>Reason for Contract</p> <p>Authorizing the Director of Public Works to negotiate financing terms related to the City Wide LED Streetlight Conversion and Streetlight Maintenance contract with Custom Lighting dba Black and McDonald, LLC for a contract to start May 1, 2022.</p>
<p>Discussion</p> <p>In order to improve quality and efficiency of the street lighting system, enhance driver and pedestrian safety, and reduce annual energy and maintenance costs; the City of Kansas City, Missouri would like to negotiate financing terms with Custom lighting dba Black & McDonald, LLC to convert the estimated 84,000 standard cobra head streetlights to LEDs and provide for on-going maintenance of 98,000 streetlights and 41 traffic signal intersections.</p> <p>Upon approval , a funding and financing strategy Ordinance will be jointly presented by Finance and Public Works Departments. It is anticipated that project commencement is May 1, 2022 and funding will be aligned with the City's fiscal budgetary system.</p>

Roles and Responsibilities	
Sponsor	Public Works
Department or Programs Affected	Street Lighting
Recommended Awardee	Black & McDonald, LLC
Contract Compliance Certification Obtained?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
Opponents	Groups or Individuals None Reason for Opposition
Responsibilities	Design Engineering: Not Applicable Inspections: Street Lighting Staff Construction or Project Management: Street Lighting Staff Service Monitoring: Street Lighting Staff
Policy/Program Impact	
Policy or Program Emphasis Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	Improve the quality and efficiency of the street lighting system, enhance roadway safety for drivers and pedestrians, and reduce energy and maintenance costs.

(Continued on reverse side)

Is it good for the children?
Safety in illuminating streetlights and having proper working traffic signals is good for everyone, especially children.

How will this contribute to a sustainable Kansas City?
Sustainability is derived from the conversion of High Intensity Discharge (HID) lamps in streetlights and incandescent bulbs in traffic signals to more energy efficient lighting such as LEDs.

Finances

City's Estimate of Cost	\$ N/A
Bid or Proposal Data	<i>Lowest Contract Cost Submitted</i> \$ N/A
	<i>No .of Proposals Considered</i> N/A
<i>Reason for rejecting lowest contract cost submitted</i>	
Other Bidders or Contractors Considered	Contract Costs Submitted
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
Fund Sources and Appropriation Account Codes For This Contract	Public Works and Finance Departments will introduce funding and financing Strategy Ordinance prior to May, 1, 2022
Source of Future Operating Funds	Operating Budget
Maximum Amount of Proposed Contract	\$
Amount of Contingency	\$
Engineering & Administration	\$
TOTAL	\$

Estimated Duration of Contract:

Fact Sheet Prepared by: Mahmoud Hadjian
Date: 12-15-2021
Name: Mahmoud Hadjian
Title: Manager of Street lighting Services

Reviewed by:
Name:
Title:

Reference Numbers:

Council Committee Actions

Do Pass	<input type="checkbox"/>	<input type="checkbox"/> Hold
Do Pass (as amended)	<input type="checkbox"/>	<input type="checkbox"/> W/o Recommendation
Committee Sub.	<input type="checkbox"/>	<input type="checkbox"/> Do Not Pass

LEGISLATIVE FISCAL NOTE

LEGISLATION
NUMBER:

211124

LEGISLATION IN BRIEF:

Authorizing the Director of Public Works to negotiate financing terms related to the City Wide LED Streetlight Conversion and Streetlight Maintenance contract with Custom Lighting dba Black and McDonald, LLC for a contract to start May 1, 2022.

What is the purpose of this legislation?

LEGISLATIVE

for the purpose of editing, repealing, or creating a provision in the city's code of ordinances; or for stating non-monetary support. This Fiscal note should be blank

Sections 01-04 should be blank. See section 00 for more information

Yes/No

Yes/No

Yes/No

Yes/No

Section 00: Notes:

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND DEPTID ACCOUNT PROJECT

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FY 21-22 BUD

FY 22-23 EST

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Section 02: If applicable, where will new revenues be estimated?

FUND DEPTID ACCOUNT PROJECT

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FY 21-22 BUD

FY 22-23 EST

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Section 03: If applicable, where will appropriations be increased?

FUND DEPTID ACCOUNT PROJECT

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FY 21-22 BUD

FY 22-23 EST

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NET IMPACT ON OPERATIONAL BUDGET

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RESERVE STATUS:

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

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL REV		-	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL EXP		-	-	-	-	-	-	-

NET Per-YEAR IMPACT

-	-	-	-	-	-	-	-	-
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NET IMPACT (SIX YEARS)

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REVIEWED BY

DATE

12/27/2021

User entered field

User select from menu

Calculated Field

LEGISLATIVE FISCAL NOTE

LEGISLATION
NUMBER:

211124

LEGISLATION IN BRIEF:

Authorizing the Director of Public Works to negotiate financing terms related to the City Wide LED Streetlight Conversion and Streetlight Maintenance contract with Custom Lighting dba Black and McDonald, LLC for a contract to start May 1, 2022.

What is the purpose of this legislation?

OPERATIONAL

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

Does this legislation spend money?

NO

Yes/No

See Section 00: " Notes" Below

Does this legislation estimate new Revenues?

NO

Yes/No

0

Does this Legislation Increase Appropriations?

NO

Yes/No

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

NO

Yes/No

See Section 00: " Notes" Below

Section 00: Notes:

Fiscal impact unknown at this time pending negotiated terms.

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

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

NET IMPACT ON OPERATIONAL BUDGET

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RESERVE STATUS:

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

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL REV		-	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL EXP		-	-	-	-	-	-	-

NET Per-YEAR IMPACT	-	-	-	-	-	-	-	-
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NET IMPACT (SIX YEARS)	-
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REVIEWED BY

Charles Leap, OMB

DATE

1/10/2022



File #: 220001

ORDINANCE NO. 220001

Authorizing the Director of Public Works to execute a design-build contract with MegaKC in the amount of \$1,384,000.00; for improving the six (6) intersections throughout the City as part of Vision Zero initiative; authorizing the Director of Public Works to enter into contract changes up to including twenty percent (20%) of the original contract price; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, on May 14, 2020, the Council expressed support of the Vision Zero initiative and adopting a goal of eliminating traffic deaths and serious injuries by the year 2030 through Committee Substitute for Resolution No. 200019; and

WHEREAS, Resolution No. 20019 directed a Vision Zero Task Force be formed to create and implement a Vision Zero Action Plan; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to execute an agreement with MegaKC for design-build contract for implementing the Vision Zero Action Plan at six (6) intersections, with a total contract price of \$1,384,000.00 from funds previously appropriated to the following accounts:

22-3090-897080-B-89008533	Vision Zero Fund	\$ 434,000.00
22-3090-895917-B-89008896	Vision Zero Intersections	<u>950,000.00</u>
	TOTAL:	\$1,384,000.00

A copy of the contract is on file in the office of the Director of Public Works.

Section 2. Authorizing the Director of Public Works to enter into contract changes up to including twenty percent (20%) of the original contract price.

Section 3. That the Civil Rights Equal Opportunity Department to assure fair representation by socially and economically disadvantaged groups, approved for this project, a fifteen percent (15%) representation by Minority Owned Businesses and ten percent (10%) representation by Women Owned Businesses.

Section 4. 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 and legality:

Dustin E. Johnson
Assistant City Attorney

CONTRACT

220001

Ordinance Fact Sheet

Construction/Misc. Form

Brief Title	Approval Deadline	Reason
Approving a Design-build Contract for		To authorize execution of a Construction Contract
Intersection Improvements - FY22- Citywide Vision Zero		with MegaKC

Details

Reason for Contract

Authorizing the Director of Public Works to execute a design-build contract with MegaKC in the amount of \$1,384,000.00; for improving the six (6) intersections throughout the City as part of Vision Zero initiative; authorizing the Director of Public Works to enter into contract changes up to including twenty percent (20%) of the original contract price; and recognizing this ordinance as having an accelerated effective date.

Discussion (explain all financial aspects of the proposed legislation, including future implications, any direct/indirect costs, specific account numbers, ordinance references, and budget page numbers.)

Project Justification

Dangerous intersections were initially identified based on the number of fatalities. Later several factors such as equity, proximity to schools, etc. were considered to identify the top 6 dangerous intersections. Improving those intersections will decrease fatalities, injuries and crashes in Kansas City.

Project Description

The contract will design and construct 6 intersections to reduce and or eliminate fatalities, injuries and crashes.

Solicitation

This Project was advertised in accordance with the City's requirements including the City's webpage.

Project Management Costs

The total Project cost is estimated at \$1,384,000.00. Project Management Costs are estimated at \$27,600.00.

Selection Committee

Jason Waldron - Director of Transportation - Public Works
 Mark Montgomery - Acting City Engineer - Public Works
 Stephen Alewine - Public Works
 Uday Manepalli - Public Works

Roles and Responsibilities

Sponsor	Public Works Department
Department or Programs Affected	Public Works Department
Recommended Awardee	MegaKC
Contract Compliance Certification Obtained?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
Opponents	Groups or Individuals Reason for Opposition
Responsibilities	Design Engineering: City Inspections: City Construction or Project Management: City Service Monitoring: City

Policy/Program Impact

Policy or Program Emphasis Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(Continued on reverse side)

LEGISLATIVE FISCAL NOTE	LEGISLATION NUMBER:	220001
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LEGISLATION IN BRIEF:
 Authorizing the Director of Public Works to execute a design-build contract with MegaKC in the amount of \$1,384,000.00; for improving the six (6) intersections throughout the City as part of Vision Zero initiative; authorizing the Director of Public Works to enter into contract changes up to including twenty percent (20%) of the original contract price; and recognizing this ordinance as having an accelerated effective date.

What is the purpose of this legislation? CAPITAL

For the purpose of funding for the construction of fixed capitalizable assets

Does this legislation spend money? YES Yes/No

See Sections 01, 02 and 03 for sources of funding

Does this legislation estimate new Revenues? NO Yes/No

0

Does this Legislation Increase Appropriations? NO Yes/No

0

Does this legislation expand the scope of city services, or expand the city's infrastructure? NO Yes/No

Maintenance of existing assets is included in the budget. For details see Section 00: " Notes" Below

Section 00: Notes:

This ordinance authorizes a contract increase of 20% of the \$1,384,000.00 contract amount. There are unencumbered appropriations in 3090-897080-89008533 to cover the \$276,800.00

Five years of operational and maintenance costs should be included in Section 04 below.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
3090	897080	B	89008533	434,000.00	
3090	895917	B	89008896	950,000.00	

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

NET IMPACT ON OPERATIONAL BUDGET - -

RESERVE STATUS:

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

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL REV		-	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
3090	Capital Improvements	1,384,000						
TOTAL EXP		1,384,000	-	-	-	-	-	-

NET Per-YEAR IMPACT (1,384,000) - - - - - -

NET IMPACT (SIX YEARS) **(1,384,000.00)**

REVIEWED BY Charles Leap DATE 1/3/2022



File #: 220002

ORDINANCE NO. 220002

Appropriating \$5,554,000.00 from the Unappropriated Fund Balance of the Water Fund; authorizing a \$5,048,908.00 construction contract with Site Rite Construction Co., for replacement of water mains in the area of Paseo Boulevard to Elmwood Avenue, East 58th Terrace to Gregory Boulevard; and authorizing a maximum expenditure of \$5,554,000.00.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the sum of \$5,554,000.00 is hereby appropriated from the Unappropriated Fund Balance of Fund No. 8010, Water Fund, in the following account:

22-8010-807705-611060-80002231 Water Main Replacement Program \$5,554,000.00

Section 2. That the Director of the Water Services Department is authorized to execute Contract No. 9425 in the amount of \$5,048,908.00 with Site Rite Construction Co., for the replacement of water mains in the area of area of Paseo Boulevard to Elmwood Avenue, East 58th Terrace to Gregory Boulevard, Project No. 80002231. A copy of the contract is on file in the office of Water Services.

Section 3. That the Director of the Water Services Department is authorized a maximum expenditure of \$5,554,000.00 from Account No. 22-8010-807705-611060-80002231, Water Main Replacement Program, to satisfy the cost of this contract.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form and legality:

Mark P. Jones
Assistant City Attorney

CONTRACT

220002

Ordinance Fact Sheet

Construction/Misc. Form

Brief Title
 Authorizing a construction contract for the replacement
 of water mains in the area of Paseo Boulevard to Elmwood
 Avenue, East 58th Terrace to Gregory Boulevard.

Approval Deadline

Reason for Contract
 This construction project will be performed to replace aging, break-prone cast iron pipe (CIP) and polyvinyl chloride (PVC) water mains with ductile iron pipe (DIP).

Discussion

Project Justification
 The Water Services Department is undertaking this construction project to improve distribution system reliability, increase hydraulic conveyance capacity, and support fire protection.

Project Description
 This project includes the replacement of approximately 19,184 linear feet (LF) of break prone 6-inch and 8-inch water mains in the area of Paseo Boulevard to Elmwood Avenue, East 58th Terrace to Gregory Boulevard, in Kansas City, Jackson County, Missouri. The project will replace the water mains in the following locations:

- Replace 1,494 LF of 6-inch CIP water main with 8-inch DIP along East 58th Terrace from Indiana Avenue to Swope Parkway;
- Replace 3,280 LF of 6-inch CIP water main with 8-inch DIP along East 59th Terrace from Agnes Avenue to Swope Parkway;
- Replace 1,760 LF of 6-inch CIP water main with 8-inch DIP along College Avenue from East 60th Street to East 62nd Street;
- Replace 1,774 LF of 6-inch CIP water main with 8-inch DIP along Bellefontaine Avenue from East 61st Street to East 64th Street;
- Replace 1,525 LF of 6-inch CIP water main with 8-inch DIP along Walrond Avenue from East 64th Street to East Meyer Boulevard;
- Replace 1,484 LF of 6-inch CIP water main with 8-inch DIP along East Meyer Boulevard from Agnes Avenue to Indiana Avenue;
- Replace 1,058 LF of 6-inch CIP water main with 8-inch DIP along Indiana Avenue from East Meyer Boulevard to East 67th Street;
- Replace 1,891 LF of 8-inch CIP water main with 8-inch DIP along East 67th Street from Walrond Avenue to Askew Avenue;
- Replace 911 LF of 6-inch CIP water main with 8-inch DIP along East 67th Street from Myrtle Avenue to Jackson Avenue;
- Replace 798 LF of 6-inch CIP water main with 8-inch DIP along East 67th Terrace from Jackson Avenue to the end of the line;
- Replace 569 LF of 6-inch CIP water main with 8-inch DIP along East 69th Street from Cleveland Avenue to Myrtle Avenue;
- Replace 510 LF of 6-inch CIP water main with 8-inch DIP along Jackson Avenue from East 70th Street to East 70th Terrace;

Reason
 To appropriate funds; to authorize execution of a construction contract and expenditures.

Roles and Responsibilities

Sponsor	Water Services Department
Department or Programs Affected	Water Services Department
Recommended Awardee	Site Rite Construction Co.
Contract Compliance Certification Obtained?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
Opponents	Groups or Individuals None known Reason for Opposition
Responsibilities	Design Engineering: TREKK Design Group, LLC Inspections: City staff Construction or Project Management: City staff Service Monitoring: City staff

Policy/Program Impact

Policy or Program Emphasis Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(Continued on reverse side)

Details

- Replace 918 LF of 6-inch CIP water main with 8-inch DIP along Spruce Avenue from East 69th Street to the end of line;
- Replace 486 LF of 6-inch CIP water main with 8-inch DIP along Paseo Boulevard from East 67th Street to East 67th Terrace;
- Replace 473 LF of 6-inch CIP water main with 8-inch DIP along Indiana Avenue from East 58th Terrace to East 59th Street; and
- Replace 253 LF of 6-inch CIP water main with 8-inch DIP along East 61st Street at Bellefontaine Avenue.

This work will include the transfer of customers' water service connections from existing mains to new mains, as well as restoration of roads and properties. The amount of this contract is \$5,048,908.00.

Solicitation

This Project was advertised in accordance with the City's requirements. Public bids were opened on March 23, 2021 with 6 bidders responding.

Grant/Loan Funding N/A

Civil Rights & Equal Opportunity Department Approval

The Fairness in Construction Board approved project subcontracting goals of 12% MBE and 8% WBE. Subcontracting information was submitted to the Civil Rights and Equal Opportunity Department (formerly the Human Relations Department) for review on May 25, 2021, and it was approved on June 22, 2021 with 12% MBE and 8% WBE participation. See the attached docket memo.

Fairness in Construction Board

There is no appeal on this contract pending before the Fairness in Construction Board.

Youth Employment Program N/A

1% for Art N/A

How will this contribute to a sustainable Kansas City?

This project will contribute to a sustainable Kansas City by replacing aging, break-prone water mains with new water mains, thereby improving distribution system reliability, increasing hydraulic conveyance capacity, and supporting fire protection.

Bid Opening Date: 3/23/2021

Notice of Intent to Contract: TBA

Is it good for the children? Yes.

Estimated Duration of Contract:

350 calendar days

Fact Sheet Prepared by:

Leona Walton
Contracts Manager

Date:

12/28/2021

Reviewed by:

D. Matt Bond
Deputy Director

Date:

12/29/2021

Reference Numbers: Contract No. 9425 / Project No. 80002231

Finances

City's Estimate of Cost	\$ 5,150,000.00
Bid or Proposal Data	Lowest and Best Contract
	Cost Submitted \$ 5,048,908.00
Recommended Awardee: Site Rite Construction Co.	
Bid Date:	
3/23/2021	No. of Bids Submitted: 6
Reason for rejecting lowest contract cost submitted: The lowest bidder Infrastructure Solutions, LLC, did not include satisfactory evidence to perform the proposed work.	
Other Bidders or Contractors Considered	
	Contract Costs Submitted
Infrastructure Solutions, LLC	\$ 4,864,000.00
Kissick Construction Co., Inc.	\$ 5,193,304.00
Leath & Sons, Inc.	\$ 5,260,000.00
Hettinger Excavating, LLC	\$ 5,724,650.00
Pyramid Excavation & Const., In	\$ 5,792,348.00
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
Fund Sources and Appropriation	
Account Codes For This Contract	22-8010-807705-611060 = \$5,554,000.00 Water Main Replacement Program Project No. 80002231
Source of Future Operating Funds	
Maximum Amount of Proposed Contract	\$ 5,048,908.00
Amount of Contingency	\$ 505,092.00
Engineering & Administration	\$
TOTAL	\$ 5,554,000.00

Council Committee Actions

Do Pass	<input type="checkbox"/>	<input type="checkbox"/> Hold
Do Pass (as amended)	<input type="checkbox"/>	<input type="checkbox"/> W/o Recommendation
Committee Sub.	<input type="checkbox"/>	<input type="checkbox"/> Do Not Pass



MBE/WBE/DBE Contract Goals Request

Date: December 21, 2020
To: Phillip Yelder, Human Relations Department
From: Nimesha Senanayake, Water Service Department

Project Number: 80002231	Project Name	
	Water Main Replacement in the Area of Paseo Boulevard to Elmwood Avenue, E 58th Terrace to Gregory Boulevard	
Contract ID Number: 9425	Estimated Cost: (cost breakdown attached)	Solicitation Date:
	\$ 4,524,403.00	
Estimated Project Duration:		

Note: Click the box to select

<input checked="" type="checkbox"/> FICB	PREVAILING WAGE:	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
Contract Category:	<input checked="" type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Non-Municipal Agency
	<input type="checkbox"/> Design Professional	<input type="checkbox"/> Other Goods & Services	<input type="checkbox"/> Lease
	<input type="checkbox"/> Professional Services	<input type="checkbox"/> Facilities Maintenance/Repair	<input type="checkbox"/> Tenant (MBE/WBE)
	<input type="checkbox"/> Other (Enter Type):		<input type="checkbox"/> Concession
Type:	<input checked="" type="checkbox"/> Original	<input type="checkbox"/> Amendment No.	
Funding:	<input checked="" type="checkbox"/> City(MBE/WBE)	<input type="checkbox"/> Federal (DBE)	<input type="checkbox"/> State (DBE)
	<input type="checkbox"/> Other:	<input type="checkbox"/> Grant#	
Construction Workforce Goals: Are the estimated construction labor hours greater than 800 and the estimated cost greater than \$300,000? If yes, complete "Required Crafts" Worksheet and include total number of hours in Description of Work.			<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Estimated Cost Breakdown attached - Page 2		<input checked="" type="checkbox"/> List of Required Crafts attached - Page 3	

Description of work:

This project includes the replacement of approximately 19,224 LF of 6-inch, and 8-inch water mains in the area of Water Main Replacement in the Area of Paseo Boulevard to Elmwood Avenue, E 58th Terrace to Gregory Boulevard, in Kansas City, Jackson County, Missouri.

cc:

FOR HUMAN RELATIONS DEPARTMENT USE ONLY:	
<input type="checkbox"/> No Goals are set for this Project; OR	
<input checked="" type="checkbox"/> The following Goals are approved for this Project	12 % MBE 8 % WBE OR _____ % DBE
Human Relations Department	Date: 01/14/21

FOR FAIRNESS IN CONSTRUCTION BOARD USE ONLY²		
DocuSigned by: 65CF5EA05C6A483...	<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved <input type="checkbox"/> N/A	11%-MBE/8%-WBE 1/22/2021
		Date
FOR GRANT AGENCY USE ONLY³		
	<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved <input type="checkbox"/> N/A	Date

¹ DBE Programs apply to specific federal or state grant requirements.
² For Projects subject to prevailing wage requirements only.
³ Federal and state grant agreements may require granting agency approval of contract goals.

ESTIMATED COST BREAKDOWN FOR

PROJECT # 80002231 PROJECT/CONTRACT NAME: Water Main Replacement in the Area of Paseo Boulevard to Elmwood Avenue, E 58th Terrace to Gregory Boulevard

Department Use			
Scopes of Work	Dollar Amount	MBE	WBE
Asphalt Pavement Restoration	\$ 480,880.00	\$ 240,440.00	\$ 240,440.00
Concrete Restoration	\$ 9,280.00	\$ 9,280.00	
Construction Staking	\$ 37,226.00		
Seeding & Sodding	\$ 10,000.00	\$ 10,000.00	
Trucking	\$ 165,000.00	\$ 165,000.00	
Pipe Material & Appurtenances - Materials Cost	\$ 760,740.00		
Pipe Installation	\$ 2,920,971.00		
Pipe Testing	\$ 115,306.00		
Traffic Control	\$ 15,000.00		\$ 15,000.00
Erosion Restoration	\$ 10,000.00		\$ 10,000.00
Department Recommendation Total	\$ 4,524,403.00	\$ 424,720.00	\$ 265,440.00
Department Recommended Goal		9%	6%
Human Relations Department Use Only:			
Scopes of Work	Dollar Amount	MBE	WBE
Asphalt Pavement Restoration	\$ 480,880.00	\$ 360,660.00	\$ 120,220.00
Concrete Restoration	\$ 9,280.00	Availability	\$ 9,280.00
Construction Staking	\$ 37,226.00	Availability	\$ 37,226.00
Seeding & Sodding	\$ 10,000.00	\$ 10,000.00	Availability
Trucking	\$ 165,000.00	Availability	\$ 165,000.00
Pipe Material & Appurtenances - Materials Cost (60%)	\$ 456,444.00	Availability	Availability
Pipe Installation	\$ 2,920,971.00	Availability	Availability
Pipe Testing	\$ 115,306.00	\$ 115,306.00	Availability
Traffic Control	\$ 15,000.00	Availability	\$ 15,000.00
Erosion Restoration	\$ 10,000.00	\$ 10,000.00	Availability
HRD Recommendation Total	\$ 4,220,107.00	\$ 495,966.00	\$ 346,726.00
HRD Recommended Goal		12%	8%

NOTICE: The scopes of work and dollar amounts listed on this MBE/WBE/DBE Contract Goals Request are using internal estimates only for the purpose of analyzing the availability and capacity of M/W/DBEs to set appropriate target goals. Nothing contained within this form should be used to limit, restrict or mandate M/W/DBE participation in particular scopes of work for responding to formal solicitations, including, but not limited to, Invitations for Bids and Requests for Proposals.

LEGISLATIVE FISCAL NOTE	LEGISLATION NUMBER:	220002						
LEGISLATION IN BRIEF:								
Appropriating \$5,554,000.00 from the Unappropriated Fund Balance of the Water Fund; authorizing a \$5,048,908.00 construction contract with Site Rite Construction Co., for replacement of water mains in the area of Paseo Boulevard to Elmwood Avenue, East 58th Terrace to Gregory Boulevard; and authorizing a maximum expenditure of \$5,554,000.00.								
What is the purpose of this legislation?		CAPITAL						
<i>For the purpose of funding for the construction of fixed capitalizable assets</i>								
Does this legislation spend money? <i>See Sections 01, 02 and 03 for sources of funding</i>		YES	Yes/No					
Does this legislation estimate new Revenues? 0		NO	Yes/No					
Does this Legislation Increase Appropriations? <i>See Section 03 for increases in appropriations</i>		YES	Yes/No					
Does this legislation expand the scope of city services, or expand the city's infrastructure? <i>Maintenance of existing assets is included in the budget. For details see Section 00: " Notes" Below</i>		NO	Yes/No					
Section 00: Notes:								
<i>Authorizes an expenditure of \$5,048,908.00 for water main replacement construction work, with a maximum expenditure of \$5,554,000.00. Estimated annual operating expenses of \$5,000.00 per year with an estimated lifespan of 100 years.</i>								
Five years of operational and maintenance costs should be included in Section 04 below.								
FINANCIAL IMPACT OF LEGISLATION								
Section 01: If applicable, where are funds appropriated in the current budget?								
FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST			
8010	807705	B	80002231	5,554,000.00				
Section 02: If applicable, where will new revenues be estimated?								
FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST			
Section 03: If applicable, where will appropriations be increased?								
FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST			
8010	807705	B	80002231	5,554,000				
NET IMPACT ON OPERATIONAL BUDGET				(5,554,000.00)	-			
RESERVE STATUS:				DRAW ON RESERVES				
SECTION 04: FIVE-YEAR FISCAL IMPACT (Direct and indirect)								
FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL REV		-	-	-	-	-	-	-
FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
8010	Water Fund	5,554,000	5,000	5,000	5,000	5,000	5,000	475,000
TOTAL EXP		5,554,000	5,000	5,000	5,000	5,000	5,000	475,000
NET Per-YEAR IMPACT		(5,554,000)	(5,000)	(5,000)	(5,000)	(5,000)	(5,000)	(475,000)
NET IMPACT (SIX YEARS)		(6,054,000.00)						

REVIEWED BY **Michael Jenkins**

DATE **12/30/2021**



File #: 220004

ORDINANCE NO. 220004

Authorizing an \$840,000.00 Amendment No. 4 with Crawford, Murphy & Tilly for the Design Airport Development at CBW Downtown Airport for a total contract amount of \$1,319,000.00; and authorizing a maximum expenditure of \$1,008,000.00 for the amendment.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to execute Amendment No. 4 with Crawford, Murphy & Tilly for design professional services for Project No. 62190508 – Design Airport Development adding \$840,000.00 for a total contract amount of \$1,319,000.00. A copy of the amendment is on file with the Aviation Department.

Section 2. That the Director of Aviation is authorized a maximum expenditure in the amount of \$1,008,000.00 for the amendment from previously appropriated funds in Account No. 22-8300-627270-B-62190508.

Section 3. That the Director of Aviation is hereby authorized to amend and increase this contract by a contingency amount not to exceed \$168,000.00 for a maximum expenditure of \$1,008,000.00 for the amendment.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form and legality:

Charlotte Ferns

Assistant City Attorney

LEGISLATIVE FISCAL NOTE	LEGISLATION NUMBER:	220004
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LEGISLATION IN BRIEF:

Authorizing an \$840,000.00 Amendment No. 4 with Crawford, Murphy & Tilly for the Design Airport Development at CBW Downtown Airport for a total contract amount of \$1,319,000.00; authorizing a maximum expenditure of \$1,008,000.00.

What is the purpose of this legislation? Operational

For the purpose of funding for the construction of fixed capitalizable assets

Does this legislation spend money? YES Yes/No
See Sections 01, 02 and 03 for sources of funding

Does this legislation estimate new Revenues? NO Yes/No
 0

Does this Legislation Increase Appropriations? NO Yes/No
 0

Does this legislation expand the scope of city services, or expand the city's infrastructure? NO Yes/No
Maintenance of existing assets is included in the budget. For details see Section 00: " Notes" Below

Section 00: Notes:

This legislation authorizes the Director of Aviation to execute Amendment No. 4 of a contract with Crawford, Murphy, & Tilly for the Design Airport Development project at CBW Downtown Airport. This legislation also authorizes a maximum expenditure of \$1,008,000.00 to satisfy the cost of this contract amendment.

Five years of operational and maintenance costs should be included in Section 04 below.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
8300	627270	B	62190508	\$1,008,000.00	

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

NET IMPACT ON OPERATIONAL BUDGET				-	-
				<i>RESERVE STATUS:</i>	

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

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL REV		-	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
8300	Aviation Fund	1,008,000						
TOTAL EXP		1,008,000	-	-	-	-	-	-

NET Per-YEAR IMPACT		(1,008,000)	-	-	-	-	-	-
NET IMPACT		(1,008,000.00)						

REVIEWED BY Tanner Owens, OMB DATE 12/15/2021

CONTRACT

220004

Ordinance Fact Sheet

Brief Title	Approval Deadline	Reason
Project No. 62190508 - Design Airport Development at CBW Downtown Airport	Routine	To authorize execution of Amendment 4 to the Design Professional agreement.

Details

<p><u>Reason for Contract</u> Authorizing a \$840,000.00 Amendment No. 4 with Crawford, Murphy & Tilly for the Design Airport Development at CBW Downtown Airport; authorizing a maximum expenditure of \$1,008,000.00.</p>
<p><u>Project Description/Justification</u> The original agreement, executed on 05/05/20 for \$350,000, provided for the Design Professional (DP) to perform engineering services for preliminary, design, bidding, and construction phases and incidental special services including geotechnical, environmental documentation, state and federal permitting, as-built Airport Layout Plan (ALP) updates, land surveying and geospatial surveying related to airport development projects at the Charles B. Wheeler Downtown Airport (MKC). At the City's discretion, this selection can be retained for projects initiated within five (5) years of the effective date of the initial contract.</p> <p>Services provided by the DP under the original agreement totaling \$73,387.45 included updating the the MKC ALP, performing a Comparative Safety Assessment (CSA) of proposed taxiway improvements, updating Opinions of Probable Construction Costs and refining the Taxiway A project schedule.</p> <p><u>Amendment No. 1:</u>, Executed on 11/19/20 and totaled \$109,156.29; Included engineering design and bidding phase services, as well as topographic surveying services and geotechnical evaluation, associated with the reconstruction of a portion of Taxiway A. Reconstruction was necessary due to the age, condition and deterioration of the taxiway's surface.</p> <p><u>Amendment No. 2:</u>, Executed on 03/02/21 and totaled \$95,000.00; Included preliminary engineering design services, as well as topographic surveying services and geotechnical evaluation, associated with the proposed rehabilitation of Runway 3-21. Rehabilitation, including mill/overlay and partial full-depth repairs, is necessary due to the age, condition and deterioration of the runway's surface.</p> <p><u>Amendment No. 3:</u> Will include pre-construction services, construction management, inspection and observation services and final project close-out documentation for the reconstruction of a portion of Taxiway A; authorizing a maximum expenditure of \$141,900.</p>

Roles and Responsibilities

Sponsor	Aviation Department
Department or Programs Affected	Aviation Department
Recommended Awardee	Crawford, Murphy & Tilly
Contract Compliance Certification Obtained?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
Opponents	Groups or Individuals None known Reason for Opposition
Responsibilities	Design Engineering: Crawford, Murphy & Tilly Inspections: Crawford, Murphy & Tilly Construction or Project Management: Crawford, Murphy & Tilly Service Monitoring: Aviation Department

Policy/Program Impact

Policy or Program Emphasis Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(Continued on next page)

Details

Amendment No. 4: Will involve all necessary planning, design, bidding and construction phase services including pre-construction services, construction management, inspection and observation services and final project close-out documentation, as well as Airports GIS (AGIS) surveying services and post-construction AGIS services to rehabilitate Runway 3-21; authorizing a maximum expenditure of \$1,008,000.

Solicitation

This Project was advertised in accordance with the City's requirements.

Human Relations Approval

Contract information was submitted to the Aviation Department's DBE Program Manager for review and determination. The project goals are 10% DBE. The Contractor Utilization Plan was approved for 24.7% DBE participation. See docket memo attached.

The DBE subconsultants are TSi Geotechnical (geotechnical): \$32,740.00 (3.9%); TREKK (survey): \$74,985.64 (8.9%) and Martinez Geospatial, Inc. (geospatial mapping services): \$100,081.84 (11.9%).

Grant Funding

This phase of the project is being partially funded with an FAA Airport Improvement Program (AIP) grant (3-29-0041-0031-2022) from the Federal Aviation Administration (FAA). This grant covers 90% of eligible costs and the City will fund the remaining 10%.

Is it Good for the Children?

This contract recognizes the importance of maintaining and improving the airport's infrastructure for our children and the future.

How will this contribute to a sustainable Kansas City?

This project will utilize FAA airport design criteria to address and provide solutions to non-standard airfield conditions. This project will identify ways to maximize the life of runway pavements and invest funds in necessary capital improvements at MKC which are intended to serve current and future operational demand.

Estimated Duration of Contract: 75 Days

Reference Numbers: 62190508

Finances

City's Estimate of Cost	\$ 840,000
Bid or Proposal Data	<i>Lowest Contract Cost Submitted</i> \$
	<i>No. of Proposals Considered</i>
	<i>Reason for rejecting lowest contract cost submitted</i>
Other Bidders or Contractors Considered	Contract Costs Submitted
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
Fund Sources and Appropriation	Capital Improvement Program
Account Codes For This Contract	22-8300-627270-611060-B-62190508
Source of Future Operating Funds	Kansas City Airports Fund
Maximum Amount of Proposed AMENDMENT	\$ 840,000.00
Amount of Contingency	\$ 168,000.00
Engineering & Administration	\$
TOTAL	\$ 1,008,000.00

Council Committee Actions

Do Pass	<input type="checkbox"/>	<input type="checkbox"/>	Hold
Do Pass (as amended)	<input type="checkbox"/>	<input type="checkbox"/>	W/o Recommendation
Committee Sub.	<input type="checkbox"/>	<input type="checkbox"/>	Do Not Pass

Inter-Departmental Communication

220004

Date: December 7, 2021
To: Mayor Quinton Lucas, Chair
Transportation, Infrastructure & Operations Committee
From: Pat Klein, Director
Aviation Department
Subject: Docket Memo

CONTRACTOR: Crawford, Murphy & Tilly (CMT)
Address: 1627 Main Street, Suite 600
Kansas City, MO 64108
Contract # 62190508 – Design Airport Development DT,
Amendment No. 4
Contract Amount: \$840,000
DBE Goal 10%
Total DBE Achieved: 24.7%

DBE SUBCONTRACTOR:
Name: TREKK Design Group, LLC
Address: 1441 E 104th Street, Suite 105
Kansas City, MO 64131
Scope of Work: Survey (541370)
Dollar Amount: \$74,985.64 (8.9%)
Ownership: Kimberly Robinett

DBE SUBCONTRACTOR:
Name: TSi Engineering, Inc.
Address: 8248 NW 101st Terrace, #5.
Kansas City, MO 64153
Scope of Work: Geotechnical Investigation (541380)
Dollar Amount: \$32,740.00 (3.9%)
Ownership: Denise Hervey

DBE SUBCONTRACTOR:
Name: Martinez Geospatial, Inc.
Address: 2915 Waters Road, Suite 100
Eagan, MN 55121
Scope of Work: Geospatial Mapping Services (541370)
Dollar Amount: \$100,081.84 (11.9%)
Ownership: Steve Martinez



File #: 220018

ORDINANCE NO. 220018

Declaring certain real property generally located at 1811 Agnes Avenue and 3005 E. 18th Street, Kansas City, Missouri 64127 surplus to the City’s needs; and authorizing the Director of General Services to offer the sale of the City’s interest in the real property in accordance with City regulations, and execute related documents to complete the transfer of the real property while reserving easements, as necessary, for any existing City owned sewer, storm water, and water line infrastructure on the said property.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the parcels described below, are hereby declared surplus to the City’s needs.

Section 2. That the Director of General Services Department is hereby authorized to offer and sell in accord with City regulations, the properties located at:

1811 Agnes Avenue:

GRAHAM'S ADD, ALL LOTS 1 & 2 BLK 3 (EX STS)

3005 E. 18th Street:

JACKSONS J B SUB, LOTS 1-13 (EX PT LOTS 5-12 IN 18TH ST) & LOTS 1-16 OF, P A FREDRICK'S 3RD ADD (EX PT OF LOTS 1-6 IN 18TH ST) & & VAC ALLEYS

Further subject to any and all other existing easements, right of way, and/or any other encumbrances, recorded or non-recorded, affecting the real property, and also subject to a reservation of easements, as necessary, for City owned sewer, storm water, and/or water line infrastructure located on the said property and existing on or before the execution of this Special Warranty Deed, said easements being twenty (20) feet wide, ten feet on either side of the center line of said City owned infrastructure.

Section 3. That the Director of General Services is hereby authorized to execute any real estate or other documents needed to effectuate this transaction.

..end

Approved as to form and legality:

Matthew W. Cooper
Assistant City Attorney

LEGISLATIVE FACT SHEET		Legislation Number:	
		Approval Deadline:	
LEGISLATION IN BRIEF:			
<p>What is the reason for this legislation?</p>	<p>Fact Sheet Color Codes</p> <p>User Entered Field</p> <p>User Select From Menu</p> <p>For OMB Use</p>		
<p>Discussion (including relationship to other Council actions)</p>	<p>Sponsor(s)</p> <p>Programs, Departments, or Groups Affected</p> <p>Sub-Program in Budget (page #)</p>		
	<p>Applicants/ Proponents</p>	<p>City Department</p>	<p>Other</p>
<p>Citywide Business Plan Goal</p>	<p>Staff Recommendation</p>		
<p>Citywide Business Plan Objective</p>	<p>Board or Commission Recommendation</p>		
<p>Citywide Business Plan Strategy</p>	<p>Future Impacts</p>		
	<p>Cost of Legislation current Fiscal Year</p>		
	<p>Costs in Future Fiscal Years?</p>		
	<p>Annual Revenue Increase/Decrease</p>		
	<p>Applicable Dates:</p>		
	<p>Prepared by:</p>		
	<p>Date Prepared:</p>		
	<p>Reviewed by:</p>		
	<p>Date Reviewed</p>		
	<p>Reference Numbers</p>		

LEGISLATIVE FISCAL NOTE

LEGISLATION
NUMBER:

220018

LEGISLATION IN BRIEF:

Authorizing the Director of General Services to surplus two properties known as 1811 Agnes Avenue and 3005 E. 18th Street so it may be offered for sale via the City's public request for proposal process.

What is the purpose of this legislation?

OPERATIONAL

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

Does this legislation spend money?

NO

Yes/No

See Section 00: " Notes" Below

Does this legislation estimate new Revenues?

NO

Yes/No

0

Does this Legislation Increase Appropriations?

NO

Yes/No

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

NO

Yes/No

See Section 00: " Notes" Below

Section 00: Notes:

Surplus of 2 city owned parcels: 1811 Agnes Avenue and 3005 E. 18th Street with no Fiscal Impact.

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

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

NET IMPACT ON OPERATIONAL BUDGET

#VALUE!

#VALUE!

RESERVE STATUS:

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

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
	TOTAL REV	-	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
	TOTAL EXP	-	-	-	-	-	-	-

NET Per-YEAR IMPACT	-	-	-	-	-	-	-
----------------------------	---	---	---	---	---	---	---

NET IMPACT (SIX YEARS)	-
--------------------------------	---

REVIEWED BY

James Sturdevant

DATE

1/5/2022



File #: 220023

RESOLUTION NO. 220023

RESOLUTION - Directing the City Manager to follow state law pertaining to vaccines, medical mandates, medical procedures, and medical processes, including privacy, on employees outside of any contracts for employment; removing any requirement that City employees pay for medical procedures mandated by the City; and directing the City Manager to provide a line-item breakdown of COVID-19 expenditures.

WHEREAS, the City Council believes employment with the City comes with certain expectations; and

WHEREAS, any new requirements for medical treatments or vaccinations that arise after the beginning of employment with the City, outside of any employment agreements, were not part of the regular expectations of City employment at time of hire; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is hereby directed to follow state law pertaining to vaccines, medical mandates, medical procedures, and medical processes, including privacy, on employees outside of any contracts for employment.

Section 2. That the City Manager shall not require or collect any payments from City employees for medical procedures mandated by the City.

Section 3. That the City Manager shall provide to the Council a line-item breakdown of expenditure of current COVID-19 dollars, including a list of 3rd party providers and the services they provide.

Section 4. That this resolution shall have no effect on any labor bargaining agreements, as those are negotiated separately.

..end

**No Fact Sheet
for
Resolution
n 220023**



File #: 220024

ORDINANCE NO. 220024

Establishing a requirement for face coverings or masks at schools where children in grades K-6 attend class and on school buses with certain exceptions; appropriating \$1,000.00 from the Unappropriated Fund Balance of the Health Levy Fund; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, on March 12, 2020, a proclamation of a state of emergency was issued to allow the City of Kansas City to take measures to reduce the possibility of exposure to COVID-19 and promote the health and safety of Kansas City residents; and

WHEREAS, COVID-19 spreads between people who are in contact with one another or present in shared spaces and a gathering of individuals without necessary mitigation for the spread of infection will pose a risk of the spread of infectious disease; and

WHEREAS, as of January 6, 2022, the Centers for Disease Control (“CDC”) recognizes the Delta variant of COVID-19 as the predominant variant of the virus in the United States. The CDC reports the Delta variant is “highly contagious, more than 2x as contagious as previous variants” and that “the Delta variant might cause more severe illness than previous variants.” In light of these facts, the CDC recommends “layered prevention strategies, including wearing masks” to reduce the transmission of the Delta variant; and

WHEREAS, on December 20, 2021, the CDC identified the Omicron variant has having the potential for a rapid increase in COVID-19 infections. The CDC predicts a “steep epidemic trajectory[y] that would require expedient public health action to prevent severe impacts on the health of individuals and the healthcare system.” Although the CDC reports that Omicron infection may be less severe than previous infection, “given the likely increase in number of infections, the absolute numbers of people with severe outcomes could be substantial;” and

WHEREAS, as of January 6, 2022, worldwide COVID-19 cases have reached approximately 298 million with approximately 5.47 million resulting deaths, and COVID-19 cases in the United States have reached approximately 57.7 million with 831,000 resulting deaths; and

WHEREAS, as of January 6, 2022, the Mid America Regional Council (“MARC”) confirmed 281,039 total cases of COVID-19 in Kansas City metro-wide, with approximately 3,476 deaths from COVID-19 in Kansas City metro-wide; and

WHEREAS, as of January 6, 2022, MARC reports that all 9 counties in the Kansas City metro region are at a “high” level of community transmission as defined by the CDC, with 5 of 9 jurisdictions being at least 5 times the threshold for this rating; and

WHEREAS, as of January 6, 2022, MARC reports new hospital admissions of patients with COVID-19 are 195.43 average per day, compared with 151.29 the previous week and 157.57 the week prior; and

WHEREAS, as of January 6, 2022, MARC reports that chief medical officers in the region have reported worsening capacity issues driven by staffing shortages. These hospitals are reporting an anticipated staffing shortage within the week of 37%, up from 33% the two weeks prior. MARC acknowledges that this metric does not capture the increasing severity of the shortage; and

WHEREAS, as of January 6, 2022, MARC reports that hospital resource utilization remains high, with hospitals reporting 91.25% of ICU beds occupied; and

WHEREAS, as of January 6, 2022, MARC reports that, within its Missouri jurisdictions, only 14.44% of children 5-11 have been fully vaccinated, whereas 40.06% of children 12-17 have been fully vaccinated. In the absence of widespread vaccination, the best method left to protect the children of Kansas City in school is by requiring the wearing of face coverings and masks; and

WHEREAS, part of the discrepancy between vaccination rates in children 5-11 and those 12-17 can be explained by the recent U.S. Food and Drug Administration emergency use authorization of the Pfizer COVID-19 vaccine for children 5-11 occurring on October 29, 2021, and endorsed by the CDC on November 2, 2021; and

WHEREAS, K-6 students benefit from in-person learning and interactions with others; and

WHEREAS, under state law and in general, children between the ages of 7 and 17 are required to attend school; and

WHEREAS, safely attending in-person classes and keeping open public and private schools where children in grades K-6 attend class is of the highest priority for students, parents, schools, and the entire community; and

WHEREAS, CDC recommends universal indoor masking for all students, staff, teachers, and visitors to K-12 schools regardless of vaccination status; and

WHEREAS, wearing face masks while indoors at school will protect the health of K-6 students; and

WHEREAS, wearing a mask or other face covering in school gets and keeps children in school and is an effective means to protect students and mitigate the spread of COVID-19 while in school; and

WHEREAS, there is no current masking order in place within the City of Kansas City, Missouri, with Ordinance No. 211076 having expired on January 1, 2022; and

WHEREAS, a short delay in effective date is needed to give schools and school districts sufficient time to notify students, parents, faculty, staff, and visitors, as well as to change website language and take any other implementing steps needed to effectuate this ordinance; and

WHEREAS, on January 6, 2022, Kansas City Interim Director of Health Frank Thompson, pursuant to RSMo. Section 67.265, submitted an updated report to City Council, attached hereto as Exhibit A, which contains information supporting the need for this ordinance; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. Community Health Guidance

- A. All persons are encouraged to limit exposure by obtaining a federally-approved vaccine and properly wearing a face covering or mask when applicable and maintaining social distancing when indoors at a place of public accommodation. The use of face coverings or masks is recommended in indoor private settings and crowded outdoor settings where there is close contact with other people who may not be fully vaccinated.
- B. As used herein, the terms below shall have the following meanings:
 - 1. A “face covering or mask” means a uniform piece of cloth, fabric, or other material that securely covers a person’s nose and mouth. It is properly worn when it remains affixed in place without the use of one’s hands.
 - 2. “Social distancing” is maintaining at least six-feet of distance from others.

Section 2. Schools

- A. To ensure that schools may operate as safely as possible, a face covering or mask is required for all children, faculty, staff, and visitors while inside a school building where any students through and including 6th grade attend class, unless actively eating or drinking. This requirement includes children, faculty, staff, and visitors in higher grades who attend school in buildings where children in 6th or lower grades also attend school. All persons must wear a face covering or mask when riding on a school bus.

1. As used herein, schools shall not include those owned or operated on behalf of a religious corporation, association, or society.
2. The following individuals are exempt from wearing face coverings or masks:
 - a. Persons under 5 years old;
 - b. Persons with a medical condition, mental health condition or disability that prevents wearing a face covering or mask that, other than in the case of an emergency, have provided documentation of such condition or disability that has been approved by appropriate school officials pursuant to school guidelines. This includes persons with a medical condition for whom wearing a face covering could obstruct breathing or otherwise unable to remove a face covering without assistance, as well as those who are unconscious or incapacitated;
 - c. Persons communicating with a person who is deaf or hard of hearing, where the ability to see the mouth is essential for communication; and
 - d. Persons who are alone in a separate room or office, or on the bus.
3. The requirement to wear a mask on a school bus is intended to reflect requirements by the U.S. Department of Transportation (“DOT”) and not preempt federal authority to regulate school busses. Should the DOT rescind the requirement for masks on school busses, this provision will still apply.

Section 3. Violation of any provision of this ordinance constitutes an imminent threat and immediate menace to public health. It shall be unlawful for any person to fail, neglect or refuse to comply with this ordinance, or for any person to otherwise violate or in any manner aid, assist, encourage, or support the commission or perpetration of a violation of this ordinance; and any such person is subject to the general penalty provision of Section 1-17 of the City’s Code of Ordinances.

Section 4. The Interim Director of Health, the Chief of the Kansas City Police Department, and the Chief of the Kansas City Fire Department, or their designees (“Directors”) are, under the Constitutions of the United States and Missouri, the Kansas City Charter and this ordinance, subject to applicable law, authorized to enter all property necessary to enforce laws relating to public health and to provide for the avoidance, suppression or mitigation of disease, and abatement of nuisances and other unhealthy conditions. Upon complaint, or whenever the Directors deem an action carried on or engaged in by any person in the City detrimental to the public health, the Directors shall notify that person to show cause to the City at a time and place to be specified in the notice, why the action should not be discontinued. The notice shall be served before the time specified therein as provided by law.

Section 5. Violation of any provision of this ordinance may result in the suspension or revocation of the Certificate of Occupancy and/or any license or permit issued by the City in accordance with Section 18-23 of the City's Code of Ordinances.

Section 6. No provision of this ordinance shall be construed to impair the city's right to pursue any other legal remedy, relief, or cause of action, including injunctive relief, related to any violation of this ordinance or from any other law.

Section 7. If any provision of this ordinance or the application thereof to any person, entity, or circumstance is determined to be invalid by a court of competent jurisdiction, such determination shall not affect or impair the validity of the other provisions of this ordinance or its application to other persons, entities, and circumstances.

Section 8. That the sum of \$1,000.00 is hereby appropriated from the Unappropriated Fund Balance of the Health Levy Fund to the following account:

22-2330-502400-B	Communicable Disease Prevention	\$1,000.00
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Section 9. That the Interim Director of the Department of Health is designated as requisitioning authority for Account No. 22-2330-502400 and is hereby authorized to expend the sum of \$1,000.00 in funds heretofore appropriated to the account.

Section 10. That this ordinance, appropriating money, is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(C) of the City Charter and shall take effect in accordance with Section 503 of the City Charter.

Section 11. This ordinance will take effect 11:59 pm on January 9, 2022 and will expire at 6:00 pm on February 3, 2022.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form and legality:

Tara Kelly
Assistant City Attorney

**No Fact Sheet
for
Ordinance
220024**



File #: 211113

ORDINANCE NO. 211113

Authorizing condemnation and taking of private property interests for public use for the construction, location and maintenance of the N. Green Hills Road Improvements - N.W. 78th Street to N.W. Barry Road, Project No. 89008087, in Kansas City, Platte County, Missouri; providing for the payment of just compensation therefore; authorizing continued negotiations and purchase by the Director of the Department of Public Works; authorizing the filing of the petition for condemnation by the City Attorney on behalf of the City; and directing the City Clerk to record this ordinance in the office of the Recorder of Deeds for Platte County, Missouri.

WHEREAS, the Council finds that the property interests herein described must be condemned for public use for the N. Green Hills Road Improvements - N.W. 78th Street to N.W. Barry Road Project in Kansas City, Platte County, Missouri; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY, MISSOURI:

Section 1. That the property interests herein described are hereby authorized condemned and taken for public use in and upon the land hereinafter described for Project No. 89008087, N.Green Hills Road Improvements - N.W. 78th Street to N.W. Barry Road", including any necessary structures or appurtenances, all in Kansas City, Platte County, Missouri.

Section 2. Said improvements shall be of the nature described and specified in, and shall be done in accordance with, the plans and specifications certified under the supervision of the Director of the Department of Public Works, the same being on file in the Office of the Director of the Department of Public Works, and being incorporated herein by reference.

Section 3. That the properties obtained by condemnation shall be used by the City of Kansas City, Missouri as Street Right of Way and Easements for the location of improvements and utilities to be constructed therein including any necessary appurtenances to it; and Kansas City or its authorized agents, employees or independent contractors, and with Kansas City, Missouri's permission, utility companies franchised to operate in Kansas City, Missouri and their authorized agents, employees or independent contractors, shall have the right to enter in or authorize the entry in and upon said properties for the purpose of constructing, reconstructing, maintaining, operating and repairing the following said improvements and utilities:

Temporary Construction Easement

The Temporary Construction Easements shall be used by the City of Kansas City, Missouri or its authorized agents, servants, employees, or independent contractors, during the construction of said project, for grading and sloping, removal of trees and shrubbery, removal and replacement of fencing, sidewalks and driveways, utility construction work,

the storage of materials, the operation of equipment, and the movement of a working force.

The City of Kansas City, Missouri shall cause the surface of lands lying within said Temporary Construction Easements to be restored to substantially the same physical condition that existed at the time the City or its agents entered upon it

Section 4. That said property interests are hereby authorized condemned and taken for public use and are described as follows:

Tract No. 32

Temporary Construction Easement (3 years duration):

All that part of Lot 2, WEATHERWOOD COVE, a subdivision in Kansas City, Platte County Missouri and being more particularly described as follows:

Beginning at the Southwest corner of said Lot 2; thence North 00 degrees 25 minutes 58 seconds east along the west line thereof a distance of 178.57 feet; thence along a curve to the right with a Radius of 15.00 feet a Central Angle of 89 degrees 59 minutes 33 seconds and an arc length of 23.56 feet to the North line of said Lot 2; thence South 89 degrees 34 minutes 02 seconds east along said North line a distance of 140.30 feet; thence South 00 degrees 25 minutes 58 seconds west departing said North line a distance of 24.46 feet; thence South 67 degrees 16 minutes 38 seconds west a distance of 158.03 feet; thence South 00 degrees 25 minutes 58 seconds west a distance of 106.97 feet to the South line of said Lot 2; thence North 89 degrees 34 minutes 02 seconds West along said South line a distance of 10.00 feet to the POINT OF BEGINNING. Containing 9,956 square feet more or less. Subject to all easements and restrictions of record.

Section 5. That just compensation for the property interests taken shall be assessed and paid according to law; and the proceedings to determine compensation shall be prosecuted in one or more suits in the Circuit Court of Jackson County, Missouri, pursuant to the provisions of Chapter 523 of the Revised Statutes of Missouri, as supplemented or amended by Section 86.01 to 86.10 of the Rules of Civil Procedure. Payment of compensation shall be made by Kansas City from funds appropriated, or to be appropriated, for such purposes.

Section 6. That pending the acquisition of said lands by condemnation the Director of the Department of Public Works is hereby authorized to negotiate the purchase of said land and pay for them out of funds appropriated or to be appropriated as aforesaid, and if any

tracts be so acquired by negotiation and purchase, the City Attorney is authorized to withdraw same from condemnation proceedings.

Section 7. That said tracts and interests be condemned and conveyed to Kansas City, Missouri.

Section 8. That upon the effective date of this ordinance, the City Clerk is hereby directed to cause this ordinance to be recorded in the office of the Recorder of Deeds for Platte County, Missouri.

..end

Approved as to form and legality:

Matthew Cooper
Assistant City Attorney

LEGISLATIVE FISCAL NOTE	LEGISLATION NUMBER:	211113
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LEGISLATION IN BRIEF:

Condemning private properties for the "North Green Hills Road Improvements – NW 78th Street to NW Barry Road" project.

What is the purpose of this legislation? CAPITAL

For the purpose of funding for the construction of fixed capitalizable assets

Does this legislation spend money? NO *Yes/No*
See Section 00: " Notes" Below

Does this legislation estimate new Revenues? NO *Yes/No*
0

Does this Legislation Increase Appropriations? NO *Yes/No*
0

Does this legislation expand the scope of city services, or expand the city's infrastructure? NO *Yes/No*
Maintenance of existing assets is included in the budget. For details see Section 00: " Notes" Below

Section 00: Notes:

This ordinance does spend money. Future court proceedings will determine compensation and shall be prosecuted in one or more suits in the Circuit Court of Platte County, Missouri, pursuant to the provisions of Chapter 523 of the Revised Statutes of Missouri, as supplemented or amended by Section 86.01 to 86.10 of the Rules of Civil Procedure.

Five years of operational and maintenance costs should be included in Section 04 below.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

NET IMPACT ON OPERATIONAL BUDGET	-	-
<i>RESERVE STATUS:</i>		

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

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL REV		-	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL EXP		-	-	-	-	-	-	-

NET Per-YEAR IMPACT	-	-	-	-	-	-	-	-
NET IMPACT (SIX YEARS)	-							

REVIEWED BY Charles Leap DATE 12/6/2021

LEGISLATIVE FACT SHEET		Legislation Number:	
		Approval Deadline:	
LEGISLATION IN BRIEF:			
What is the reason for this legislation?	Fact Sheet Color Codes User Entered Field User Select From Menu For OMB Use		
	Sponsor(s) Programs, Departments, or Groups Affected Sub-Program in Budget (page #)		
Discussion (including relationship to other Council actions)	Applicants/ Proponents	City Department	
		Other	
	Staff Recommendation		
	Board or Commission Recommendation		
	Future Impacts		
Citywide Business Plan Goal	Cost of Legislation current Fiscal Year		
Citywide Business Plan Objective	Costs in Future Fiscal Years?		
	Annual Revenue Increase/Decrease		
Citywide Business Plan Strategy	Applicable Dates:		
	Prepared by:		
	Date Prepared:		
	Reviewed by:		
	Date Reviewed		
	Reference Numbers		



File #: 211116

ORDINANCE NO. 211116

Authorizing the Director of Aviation to execute the Fourth Amendment to the Tenant Reimbursement Agreement with Southwest Airlines and increasing the contract amount by \$2,125,000.00 for a total contract amount of \$7,361,500.00; and authorizing the Director of Aviation to expend an amount not to exceed \$2,125,000.00 for the amendment from previously appropriated funds.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to execute the Fourth Amendment to Tenant Reimbursement Agreement with Southwest Airlines in an amount not to exceed \$2,125,000.00 for the amendment for a term to expire October 31, 2023. A copy of the amendment is on file with the Office of the Director of Aviation.

Section 2. That the Director of Aviation is hereby authorized to expend an amount not to exceed \$2,125,000.00 for the amendment for work to be performed under the aforesaid Contract from previously appropriated funds in the following account:

22-8300-627270-B-62150444	KCI Capital Improvements	\$2,125,000.00
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..end

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

Tammy L. Queen
Director of Finance

Approved as to form and legality:

Charlotte Ferns

Assistant City Attorney

LEGISLATIVE FISCAL NOTE	LEGISLATION NUMBER:	211116
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LEGISLATION IN BRIEF:
 Authorizing the Director of Aviation to execute the Fourth Amendment to the Tenant Reimbursement Agreement with Southwest Airlines and increasing the contract amount by \$2,125,000.00 for a total contract amount of \$7,361,500.00; and authorizing the Director of Aviation to expend an amount not to exceed \$2,125,000.00 from previously appropriated funds.

What is the purpose of this legislation? OPERATIONAL

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

Does this legislation spend money? <i>See Sections 01, 02 and 03 for sources of funding</i>	<input type="button" value="YES"/>	Yes/No
Does this legislation estimate new Revenues? 0	<input type="button" value="NO"/>	Yes/No
Does this Legislation Increase Appropriations?	<input type="button" value="NO"/>	Yes/No
Are costs associated with this legislation ongoing (Yes)? Or one-time (No) <i>See Section 00: " Notes" Below</i>	<input type="button" value="NO"/>	Yes/No

Section 00: Notes:

This legislation authorizes the Fourth Amendment to the Tenant Reimbursement Agreement with Southwest Airlines and increases the total contract amount by \$2,125,000.00. This legislation also authorizes the Director of Aviation to expend an amount not to exceed \$2,125,000.00 to satisfy the cost of this amendment.

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

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
8300	627270	B	62150444	2,125,000.00	

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

NET IMPACT ON OPERATIONAL BUDGET

-	-
<i>RESERVE STATUS:</i>	

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

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL REV		-	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
8300	Aviation Fund	2,125,000						
TOTAL EXP		2,125,000	-	-	-	-	-	-

NET Per-YEAR IMPACT	(2,125,000)	-	-	-	-	-	-	-
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NET IMPACT (SIX YEARS) **(2,125,000.00)**

REVIEWED BY	Tanner Owens, OMB	DATE	12/15/2021
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CONTRACT

Ordinance Fact Sheet

211116

Ordinance Number

Brief Title

Fourth Amendment to Agreement with Southwest Airlines For Tenant Reimbursement For Airline Technical Representative

Approval Deadline

Routine

Reason

To authorize the execution of Fourth Amendment to Tenant Reimbursement Agreement with Southwest Airlines

Details

Reason for Contract

Authorizing the execution of Fourth Amendment to Tenant Reimbursement Agreement with Southwest Airlines increasing the amount \$2,125,000 for a not to exceed of \$7,361,500.

Project Description

This proposed ordinance will authorize the execution of Fourth Amendment to Tenant Reimbursement Agreement with Southwest Airlines. Southwest Airlines, as chair of the Signatory Airlines Group at KCI, with concurrence with all Signatory Airlines, hired an Airline Technical Representative (“ATR”) to review and make recommendations regarding negotiations of the then current Use and Lease Agreement and certain Airport improvements, and Southwest Airlines seeks reimbursement for said ATR. The Kansas City Aviation Department has agreed to reimburse Southwest Airlines for the services of the ATR with the mutual understanding that the total amount of reimbursement for the ATR shall be added to the terminal rental rate base for all airlines operating at KCI.

This Fourth Amendment will provide Airline representation in the negotiations of the new, longer term Airport Use and Lease Agreement and to provide Airline representation for the design and during construction of the Terminal Modernization Program, and its ancillary facilities.

Term

This Fourth Amendment extends term of the Agreement to October 31, 2023.

Financials

This Fourth Amendment increases the amount to reimburse Southwest Airlines by \$2,125,000 to a not-to-exceed total of \$7,361,500, with the understanding that the total reimbursement for the ATR shall be from the City and/or Bond Proceeds which may be added to the rate base for all airlines operating at KCI.

Roles & Responsibilities

Sponsor	Aviation Department
Departments or Programs Affected	Aviation Department
Recommended Awardee	N/A
Contract Compliance Certification Obtained?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
Opponents	<i>Groups or Individuals None Known Reason for Opposition</i>
Responsibilities	<i>Design Engineering</i>
	<i>Inspections</i>
	<i>Construction or Project Management</i>
	<i>Service Monitoring</i>

Policy / Program Impact

Policy or Program Emphasis Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

Details

Finances

City's Estimate of Cost	\$ _____
Bid or Proposal Data	<i>Lowest Contract Cost Submitted</i> \$ _____
	<i>No. of Proposals Considered</i> _____
	<i>Reason for rejecting lowest contract cost submitted.</i>
	<i>Other Bidders or Contractors Considered</i> _____
	<i>Contract Costs Submitted</i> \$ _____
	\$ _____
	\$ _____
	\$ _____
Fund Sources and Appropriation Account Codes For This Contract	
Source of Future Operating Funds	
Maximum Amount of Proposed Contract	This Fourth Amendment increases the amount to reimburse Southwest Airlines by \$2,125,000 to a not-to-exceed total of \$7,361,500.
Amount of Contingency	\$ _____
Engineering & Administration	\$ _____
Estimated Annual Revenue	\$ _____
Council Committee Actions	
<input type="checkbox"/> Do Pass	<input type="checkbox"/> Hold
<input type="checkbox"/> Do Pass (as amended)	<input type="checkbox"/> Without Recommendation
<input type="checkbox"/> Committee Substitute	<input type="checkbox"/> Do Not Pass

Fact Sheet Prepared by: 12/02/2021

Burdette (Pete) Fullerton PhD
Acting Deputy Director
Commercial Development Division

Reviewed by: 12/02/2021

Burdette (Pete) Fullerton, PdD
Acting Deputy Director
Commercial Development Division

Reference Numbers:



File #: 211118

RESOLUTION NO. 211118

RESOLUTION - Stating the City Council's support for improvements to the Interstate 29 and Cookingham interchange; and directing the City Manager to work with the Missouri Department of Transportation (MoDOT) to prepare applications for the MoDOT Partnership Development Cost Share Program.

WHEREAS, Resolution 210286 supported the request of Ambassador Building, LLC, for a break in access along the north side of N.W. Cookingham Road/Route D between N. Ambassador Drive and Interstate 29 to allow direct access to the property on the north side of N.W. Cookingham Road/Route D to provide for full development of the 87 acre tract of land and urged MoDOT to approve the break in access; and

WHEREAS, based upon traffic operational studies, a break in access will not provide a long term access solution for the proposed development and operation of Cookingham Drive; and

WHEREAS, MoDOT and the Federal Highway Administration have approved conversion of the existing signalized interchange ramp terminals to roundabouts with direct access to the proposed commercial and office development and are willing to partner on the construction of the improvements; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Council expresses its support for improvements to the Interstate 29 and Cookingham interchange.

Section 2. That the City Manager is hereby directed to work with MoDOT to prepare applications for MoDOT Partnership Development Cost Share Program.

..end

GENERAL

Ordinance Fact Sheet

Resolution No. 211118

Ordinance Number

Brief Title	Approval Deadline
Stating support for to the I-29 and Cookingham interchange; authorizing application for the MoDOT Cost Share	

Reason

Details
<p>Reason for Legislation</p> <p>Stating City Council support for improvements to the I-29 and Cookingham interchange; and directing the City Manager to work with the Missouri Department of Transportation to prepare applications for the MoDOT Partnership Development Cost Share Program.</p>

Positions/Recommendations	
Sponsor	Councilwoman Loar
Programs, Departments, or Groups Affected	Public Works, Parks, Water
Applicants / Proponents	<p>Applicant</p> <p style="padding-left: 20px;">City Manager's Office City Department</p> <p>Other</p>
Opponents	<p>Groups or Individuals</p> <p style="padding-left: 20px;">None Known</p> <p>Basis of opposition</p>
Staff Recommendation	<p><input checked="" type="checkbox"/> For</p> <p><input type="checkbox"/> Against</p> <p>Reason Against</p>
Board or Commission Recommendation	<p>By</p> <p><input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No action taken</p> <p><input type="checkbox"/> For, with revisions or conditions (see details column for conditions)</p>
Council Committee Actions	<p><input type="checkbox"/> Do pass</p> <p><input type="checkbox"/> Do pass (as amended)</p> <p><input type="checkbox"/> Committee Sub.</p> <p><input type="checkbox"/> Without Recommendation</p> <p><input type="checkbox"/> Hold</p> <p><input type="checkbox"/> Do not pass</p>

Discussion
<p>The area north of Cookingham between I-29 and I-435 has been approved for office and commercial development. The property owner submitted a request to approve a rezoning application from Districts AG-R (Agricultural-Residential) and B3-3 (Community Business - 3) to District B3-3 on about 86.29 acres generally located at the northwest corner of NW Cookingham Dr and N Ambassador Dr which was heard by the City Plan Commission under case CD-CPC-2020-00065. The case was continued based upon issues with access to the project site.</p> <p>Resolution 210286 supported the request of Ambassador Building, LLC, for a break in access along the north side of N.W. Cookingham Road/Route D between N. Ambassador Drive and Interstate 29 to allow direct access to the property on the north side of N.W. Cookingham Road/Route D to provide for full development of the 87 acre tract of land and urging the Missouri Department of Transportation to approve the break in access which the state did not approved based upon the traffic projections and access management policies which determined a break in access will not provide a long term access solution for the proposed development and operation of Cookingham Drive.</p> <p>MoDOT and the Federal Highway Administration have approved conversion of the existing signalized interchange ramp terminals to roundabouts with direct access to the proposed commercial and office development and are willing to partner on the construction of the improvements.</p>

(Continued on reverse side)

Details

Is it good for the children?

Yes.

How will this contribute to a sustainable Kansas City?

Project will remove three signalized intersestions into a roundabout interchange and include portions of the KCI Corridor Trail along the east side of I-29.

Policy/Program Impact

Policy or Program Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

Finances

Cost & Revenue Projections -- Including Indirect Costs	
Financial Impact	
Fund Source (s) and Appropriation Account Codes	

(Use this space for further discussion, if necessary)

Applicable Dates:

Fact Sheet Prepared by:

Wes Minder
Director of Water Services

Date
1/4/2022

Reviewed by:

Reference Numbers

LEGISLATIVE FISCAL NOTE	LEGISLATION NUMBER:	211118
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LEGISLATION IN BRIEF:

RESOLUTION - Stating the City Council's support for improvements to the Interstate 29 and Cookingham interchange; and directing the City Manager to work with the Missouri Department of Transportation (MoDOT) to prepare applications for the MoDOT Partnership Development Cost Share Program.

What is the purpose of this legislation? CAPITAL GRANT

For accepting financial contributions from Federal State and/or third parties for the construction of fixed capitalizable assets

- Does this grant require a match that is budgeted in the current Fiscal Year?** NO Yes/No
####
- Does this legislation estimate Grant Revenues?** NO Yes/No
####
- Does this legislation estimate Grant Appropriations?** YES Yes/No
####
- Does this legislation expand the scope of city services, or expand the city's infrastructure?** NO Yes/No
####

Section 00: Notes:

The uncollected and/or unspent balance estimated for this grant will revolve to the following fiscal year.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST
					150,000.00

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

NET IMPACT ON OPERATIONAL BUDGET				-	-
<i>RESERVE STATUS:</i>					

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

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL REV		-	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL EXP		-	-	-	-	-	-	-

NET Per-YEAR IMPACT		-	-	-	-	-	-	-
NET IMPACT (SIX YEARS)		-						

REVIEWED BY DATE 1/4/2022

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File #: 211119

ORDINANCE NO. 211119

Authorizing the City Manager to execute a Development Agreement, Water and Wastewater Services Agreement, Water Main Extension Agreement, and Secured Deferral Agreement with Velvet Tech Services, LLC for the development of Zone 3 of the Golden Plains Technology Park.

WHEREAS, the City Council on July 9, 2020, passed Committee Substitute for Ordinance No. 200458 approving a Preliminary MPD Plan for the Golden Plains Technology Park located generally in the northwest quadrant of the intersection of 169 Highway and I-435 in Platte and Clay Counties to allow the development of a large-scale data center development; and

WHEREAS, Velvet Tech Services, LLC has acquired certain real property consisting of approximately 374.5 acres of undeveloped land within the Golden Plains Technology Park known as Zone 3; and

WHEREAS, the City Council on April 29, 2021 passed Ordinance No. 210313 approving the Chapter 100 Industrial Development Plan for the Golden Plains Technology Park, which authorized and approved various agreements for the purpose of setting forth covenants, agreements and obligations of the City and Diode Ventures and covenants, agreements and obligations of the City and Velvet Tech Services, LLC; and authorized the issuance of taxable industrial revenue bonds necessary for the development of the project; and

WHEREAS, the City Plan Commission on September 7, 2021 approved the Final MPD Plan for the development of Zone 3 of the Golden Plains Technology Park by Velvet Tech Services, LLC; and

WHEREAS, the City Council on September 23, 2021 passed Ordinance No. 210841 approving the preliminary plat for Zone 3 of the Golden Plains Technology Park; and

WHEREAS, the development of Zone 3 by Velvet Tech Services, LLC has progressed to the point the Development Agreement, Water and Wastewater Services Agreement, Water Main Extension Agreement, and Secured Deferral Agreement are necessary to facilitate the development and construction of Zone 3 of the Golden Plains Technology Park; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is hereby authorized to enter into a Development Agreement, Water Main Extension Agreement, Water and Wastewater Services Agreement, and Secured Deferral Agreement with Velvet Tech Services, LLC necessary for development of Zone 3 of the Golden Plains Technology Park. The agreements, in substantial form, are on file in the Office of the City Manager.

..end

Approved as to form and legality:

Charlotte Ferns
Assistant City Attorney

GENERAL

Ordinance Fact Sheet

211119

Ordinance Number

Brief Title

Approval Deadline

Reason

Authorizing the City Manager to execute agreements with Velvet Tech Services LLC for the Golden Plains Technology Park

To allow for construction and development of the first phase of the data center park

Details

Positions/Recommendations

Reason for Legislation

Authorizing the City Manager to execute a Development Agreement, Water and Wastewater Services Agreement, Water Main Extension Agreement, and Secured Deferral Agreement with Velvet Tech Services, LLC for the development of Zone 3 of the Golden Plains Technology Park.

Sponsor

City Manager's Office

Programs, Departments, or Groups Affected

Water, Public Works, Parks

Applicants / Proponents

Applicant

City Manager's Office
City Department
Water Department

Other

Opponents

Groups or Individuals

None Known
Basis of opposition

Staff Recommendation

For

Against

Reason Against

Board or Commission Recommendation

By

For Against No action taken

For, with revisions or conditions
(see details column for conditions)

Council Committee Actions

Do pass

Do pass (as amended)

Committee Sub.

Without Recommendation

Hold

Do not pass

Discussion

The City Council on July 9, 2020, passed Committee Substitute for Ordinance No. 200458 approving a Preliminary MPD Plan for the Golden Plains Technology Park located generally in the northwest quadrant of the intersection of 169 Highway and I-435 in Platte and Clay Counties to allow the development of a large-scale data center development Velvet Tech Services, LLC has acquired certain real property consisting of approximately 374.5 acres of undeveloped land within the Golden Plains Technology Park known as Zone 3.

The City Council on April 29, 2021 passed Ordinance No. 210313 approving the Chapter 100 Industrial Development Plan for the Golden Plains Technology Park, which authorized and approved various agreements for the purpose of setting forth covenants, agreements and obligations of the City and Diode Ventures and covenants, agreements and obligations of the City and Velvet Tech Services, LLC; and authorized the issuance of taxable industrial revenue bonds necessary for the development of the project and the City Plan Commission on September 7, 2021 approved the Final MPD Plan for the development of Zone 3 of the Golden Plains Technology Park by Velvet Tech Services, LLC. The City Council on September 23, 2021 passed Ordinance No. 210841 approving the preliminary plat for Zone 3 of the Golden Plains Technology Park and the development of Zone 3 by Velvet Tech Services, LLC has progressed to the point the Development Agreement, Water and Wastewater Services Agreement, Water Main Extension Agreement, and Secured Deferral Agreement are necessary to facilitate the development and construction of Zone 3 of the Golden Plains Technology Park.

(Continued on reverse side)

Details

Is it good for the children?
Yes.

How will this contribute to a sustainable Kansas City?
The data centers will implement water saving technology utilizing evaporation.

Policy/Program Impact

Policy or Program Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

Finances

Cost & Revenue Projections -- Including Indirect Costs	
Financial Impact	
Fund Source (s) and Appropriation Account Codes	

(Use this space for further discussion, if necessary)

Applicable Dates:

Fact Sheet Prepared by:

Wes Minder
Director of Water Services

Date

1/4/2022

Reviewed by:

Reference Numbers

LEGISLATION IN BRIEF:

Authorizing the City Manager to execute a Development Agreement, Water and Wastewater Services Agreement, Water Main Extension Agreement, and Secured Deferral Agreement with Velvet Tech Services, LLC for the development of Zone 3 of the Golden Plains Technology Park.

What is the purpose of this legislation? LEGISLATIVE

for the purpose of editing, repealing, or creating a provision in the city's code of ordinances; or for stating non-monetary support. This Fiscal note should be blank

Sections 01-04 should be blank. See section 00 for more information

	<input type="button" value="NO"/>	Yes/No
	<input type="button" value="YES"/>	Yes/No
	<input type="button" value="YES"/>	Yes/No
	<input type="button" value="YES"/>	Yes/No

Section 00: Notes:

The developer will construct public infrastructure and water utility extensions which the City will own and maintain.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 21-22 BUD	FY 22-23 EST

NET IMPACT ON OPERATIONAL BUDGET

	-	-
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RESERVE STATUS:

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

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL REV		-	-	-	-	-	-	-

FUND	FUND NAME	FY 21-22	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	All Outyears
TOTAL EXP		-	-	-	-	-	-	-

NET Per-YEAR IMPACT	-	-	-	-	-	-	-	-
NET IMPACT (SIX YEARS)	-							

REVIEWED BY DATE 1/4/2022

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