

Kansas City

414 E. 12th Street
Kansas City, MO 64106



KANSAS CITY
MISSOURI

Docket - Final-Revised

Thursday, April 20, 2023

3:00 PM

Webinar Link: <https://us02web.zoom.us/j/89195928794>

Council Chambers

Council

CHAPLAIN OF THE MONTH:

Pastor Willie Murillo - Sheffield Family Life Center

PLEDGE OF ALLEGIANCE:ROLL CALL:PUBLIC OBSERVANCE OF MEETINGS:

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

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

Closed Sessions may be held by teleconference.

SPECIAL ACTIONS:

O'Neill, McManus, Barnes Jr., Loar, Parks-Shaw, Robinson, Lucas, Bough, Bunch and Fowler

[230346](#) Sponsor: Councilmember Kevin O'Neill

RESOLUTION - Congratulating Vonnie Occhipinto on her 43 devoted years of service in childcare and wishing her the best in her well-earned retirement.

Bough, McManus, Barnes Jr., Loar, Parks-Shaw, Robinson, Lucas, Bunch and Fowler
[230347](#) Sponsor: Councilmember Andrea Bough

RESOLUTION - Recognizing the effort and dedication of KC Green and the Green Ambassadors in implementing the City Hall Food Waste Composting Program launching April 19, 2023.

Ellington, McManus, Barnes Jr., Loar, Parks-Shaw, Robinson, Lucas, Bough, Bunch and Fowler

[230348](#) Sponsor: Councilmember Brandon Ellington

RESOLUTION - Recognizing and honoring Mr. Stanley E. Banks.

FINAL READINGS:CONSENT DOCKETDEBATE DOCKET

NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

Director of City Planning & Development and Bough**230257**

Sponsor: Director of City Planning and Development Department

RESOLUTION - Adopting the KC Spirit Playbook as the City's Strategic and Comprehensive Plan and repealing and replacing the FOCUS Kansas City Plan that was adopted by the City Council by Committee Substitute for Resolution No. 971268 on October 30, 1997.

Attachments: [Docket Memo Splaybook](#)

Director of City Planning & Development and Robinson**230332**

Sponsor: Director of City Planning and Development Department

RESOLUTION - Approving an amendment to the Heart of the City Area Plan on about .2 acres generally located at E. 23rd Street and Agnes Avenue by changing the recommended land use from residential urban low density to mixed use neighborhood for the The Lofts at 2912 E. 23rd Street. (CD-CPC-2023-00032)

Attachments: [Docket Memo](#)

SPECIAL COMMITTEE FOR LEGAL REVIEW**Lucas****221060**

Sponsor: Mayor Quinton Lucas

Approving and authorizing partial settlement of the lawsuit entitled Russell Elwood, et al., v. City of Kansas City, Mo., Case No. 2216-CV26061, to resolve claims brought by the International Association of Firefighters, Local 42.

Attachments: [No Fact sheet for ordinance 221060](#)
[Docket memo 221060](#)

COMMITTEE ADVANCES:**CONSENT DOCKET****FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE**

Director of the Law Department

[230333](#) Sponsor: Director of the Law Department

Approving and authorizing settlement of lawsuit entitled Daryl Baker v. City of Kansas City, Missouri, et. al., Case No. 1816-CV11892, in the amount of \$150,000.00.

Attachments: [docket memo-baker](#)
[Authenticated Ordinances 230333](#)

Director of the Law Department

[230334](#) Sponsor: Director of the Law Department

Approving and authorizing settlement of a lawsuit entitled Shannon Freeman v. City of Kansas City, Missouri, Case No. 2116-CV06156, in the amount of \$200,000.00.

Attachments: [docket memo-freeman](#)
[Authenticated Ordinances 230334](#)

Director of the Law Department

[230335](#) Sponsor: Director of the Law Department

Approving and authorizing settlement of a lawsuit entitled Dominic Bernal v. City of Kansas City, Missouri, Case No. 2116-CV15804.

Attachments: [docket memo-bernal](#)
[Authenticated Ordinances 230335](#)

DEBATE DOCKET

FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE

Director of Finance

[230284](#) Sponsor: Director of the Finance Department

Estimating revenue and adjusting appropriations in various funds in connection with the third quarter analysis; appropriating Fiscal Year 2022-23 unexpended and unencumbered balances in various funds to the same accounts and funds in Fiscal Year 2023-24 as designated; authorizing an amendment to an agreement with the Kansas City Area Transportation Authority for transit on demand services; establishing on the books of the City the Health Levy - Opioid Program (Fund 2331) and recognizing this ordinance as having an accelerated effective date.

Attachments: [Docket Memo - FY 23 Year End](#)
[Approp Admin - Year End](#)
[Ord. 230284 Approp Admin](#)
[Authenticated Ordinances 230284 CS AS AMENDED](#)

Director of Human Resources

[230311](#) Sponsor: Director of Human Resources Department

Amending Chapter 2 of the Code of Ordinances of the Kansas City, Missouri, Classification and Compensation Plan, by repealing Sections 2-1075, 2-1076, 2-1077, 2-1078, 2-1079, 2-1080, 2-1086, 2-1088, 2-1092 and 2-1099 and enacting in lieu thereof sections of like numbers and subject matters to adjust the pay scales for IAFF Local 42 and IAFF Local 3808 in accordance with their collective bargaining agreements; creating five new job classifications; retitling two job classifications; adjusting the pay grades for eight job classifications; and updating City compensation policies.

Attachments: [Docket Memo -Year End Compensation Ordinance](#)
[230311com](#)
[Authenticated Ordinances 230311 CS](#)

NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE**Director of City Planning & Development, Bough and Bunch**

[230250](#) Sponsor: Director of City Planning and Development Department

Amending Chapter 88, Code of Ordinances, by repealing Section 88-810-1140, Plan, Comprehensive, and enacting in lieu thereof a new section of like number and subject matter to denominate the KC Spirit Playbook as the City's comprehensive plan.

Attachments: [Docket Memo](#)

Director of Health

230296 Sponsor: Director of the Health Department

Accepting and approving a one-year \$135,072.00 grant from the Missouri Department of Health and Senior Services that provides funding for a comprehensive human immunodeficiency virus (HIV) surveillance program in the Kansas City, Missouri area.

Attachments: [HIV Surveillance FY23 - Docket Memo](#)
[HIV Surveillance FY23 - Budget](#)
[Authenticated Ordinances 230296](#)

Director of Health and Robinson

230326 Sponsor: Director of the Health Department

Accepting and approving a one-year \$269,687.00 contract with the Missouri Department of Health and Senior Services for a comprehensive sexually transmitted disease prevention program; and designating requisitioning authority.

Attachments: [STD Program FY23 - Docket Memo](#)
[STD Program FY23 - Budget](#)
[Authenticated Ordinances 230326](#)

Director of City Planning & Development and City Plan Commission

230329 Sponsor: Director of City Planning and Development Department

Rezoning an area of about 0.21 acres generally located at 5500 Woodland Avenue from District R-6 to District B1-1, to allow an existing building to continue to be used as a child day care center. (CD-CPC-2023-00022)

Attachments: [Docket Memo](#)
[Authenticated Ordinances 230329](#)

Director of City Planning & Development, City Plan Commission and Robinson

230330 Sponsor: Director of City Planning and Development Department

Rezoning an area of about .2 acres generally located at E. 23rd Street and Agnes Avenue from District R-2.5 to District B1-2, to allow an existing structure to be restored and converted to apartments with the potential for retail use on the ground floor. (CD-CPC-2023-00014)

Attachments: [Docket Memo](#)
[Authenticated Ordinances 230330](#)

Director of City Planning & Development and City Plan Commission[230331](#)

Sponsor: Director of City Planning and Development Department

Rezoning an area of about 61.6 acres generally located at the southeast corner of I-435 and N. Congress Avenue from District AG-R to District M2-5 and approving a development plan, serving as a preliminary plat, to allow for two 400,000-square-foot industrial buildings. (CD-CPC-2023-00015 and CD-CPC-2023-00019)

Attachments: [Docket Memo](#)
[Authenticated Ordinances 230331](#)

Director of City Planning & Development and City Plan Commission[230338](#)

Sponsor: Director of City Planning and Development Department

Approving a development plan in Districts M1-5 (Manufacturing) and US (Underground Space) on about 17 acres generally located at N.E. Parvin Road and N. Corrington Avenue to allow for limited manufacturing and outdoor warehousing, wholesaling, storage and freight movement. CD-CPC-2023-00023

Attachments: [Docket Memo](#)

SECOND READINGS:FIRST READINGS:FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE**Barnes and Parks-Shaw**[230349](#)

Sponsor: Director of Parks and Recreation Department

Reducing an appropriation in the amount of \$785,408.91 in the General Obligation Series 2018, 2019, and 2020 Bond Funds; appropriating \$785,408.91 from the Unappropriated Fund Balance in the General Obligation Series 2018, 2019, and 2020 Bond Funds to the 63rd Street and Zoo Drive project account; and recognizing this ordinance as having an accelerated effective date.

Attachments: [Ordinance - 63rd Zoo Dr](#)
[63rd St and Zoo Dr Bond Funds Docket Memo](#)
[63rd St and Zoo Dr Bond Fund Admin-Approp](#)

Hall

[230356](#) Sponsor: Councilmember Heather Hall

RESOLUTION - Directing the City Manager to develop a Supported Employment Hiring Initiative for the purposes of employing individuals with intellectual and developmental disabilities and to report back to Council within 60 days, and to fully develop the Hiring Initiative and advertise open positions created by the Hiring Initiative by August 1, 2023.

NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

City Manager's Office

[230355](#) Sponsor: City Manager

Approving the Second Amendment to the 87th & Hillcrest Tax Increment Financing Plan.

Attachments: [87th Hillcrest 2nd Amendment - Docket Memo](#)
[87th Street Hillcrest Road - TIF Budget\(606674980.1\)](#)
[TIF - 87th & Hillcrest- Second Amendment to TIF](#)
[Plan\(606414300.1\)](#)

Bough

[230357](#) Sponsor: Councilmember Andrea Bough

Amending Chapter 10, Code of Ordinances, by repealing Section 10-332, Restrictions and prohibited acts by all retail licenses, and enacting in lieu thereof a new section of like number and subject matter which clarifies that marijuana, in any form, cannot be sold or consumed on a licensed premises.

Attachments: [230357com](#)

Barnes Jr.

[230360](#) Sponsor: Councilmember Lee Barnes

Directing that the City Manager shall appear before the Council to provide certain information before suspending, terminating, or taking any other adverse action against an employee for failure to comply with the residency requirements of the City's Code of Ordinances.

TRANSPORTATION, INFRASTRUCTURE AND OPERATIONS COMMITTEE

Director of Water Services

230350 Sponsor: Director of the Water Services Department

Authorizing a \$6,234,332.30 construction contract with The Havens Construction Company, Inc., for the Sewer Separation: Outfall 054 project; authorizing a maximum expenditure of 6,860,000.00; authorizing a \$900,000.00 design professional services Amendment No. 2 to Contract 1573 with CDM Smith, Inc. for Sewer Separation: Outfall 054 project for a total contract amount of \$1,696,756.00; and recognizing this ordinance as having an accelerated effective date.

Attachments: [1573 - 81000917 - Sewer Separation Outfall 054 - Approved Goals](#)
[1573 1574 Amendment Outfall 054 Docket Memo](#)
[CN1574-Goal Request](#)

Director of Water Services

230351 Sponsor: Director of the Water Services Department

Authorizing a \$10,447,000.00 construction contract with Landmark Structures I, LP, for the Prospect Elevated Water Storage Tank project; authorizing a maximum expenditure of \$11,500,000.00; and authorizing a \$825,000.00 design professional services Amendment No. 1 to Contract No. 9231 for the Elevated Water Storage Tank project with Burns & McDonnell Engineering Company, Inc., for a total contract amount of \$2,825,000.00.

Attachments: [9231 DPS Approved MWBE Goals](#)
[9231 DPS Original CUP Approval & Docket Memo](#)
[9618 9231 Amendment 1 Docket Memo](#)
[9618 Construction Approved MWBE Goals](#)

FLOOR INTRODUCTION(S)**Bunch and Fowler**

230361 Sponsor: Councilmember Eric Bunch

RESOLUTION - Recognizing and establishing 4/20 Donte West Cannabis Justice Day in Kansas City, Missouri.

Lucas

230362 Sponsor: Mayor Quinton Lucas

Amending Chapter 68, Code of Ordinances, by enacting new Section 68-451 entitled "Sales tax (adult use marijuana)"; and establishing an effective date.

Lucas**230363** Sponsor: Mayor Quinton Lucas

Amending Chapter 40, Code of Ordinances, by repealing Section 40-111 and enacting a new section of like number and subject matter; amending Chapter 40, Code of Ordinances, by enacting new Section 40-168 entitled "Short-term rental units"; and establishing an effective date.

Attachments: 230363com

Lucas**230364** Sponsor: Mayor Quinton Lucas

Amending Chapter 68 of the Code of Ordinances entitled "Taxation" by enacting a new Article XI, Sections 68-585 through 68-606 entitled "Transient Boarding and Accommodation Tax" to provide for uniform taxation of short-term rentals not otherwise subject to the requirements of Sec. 68-551 of the Code of Ordinances; and establishing an effective date.

COMMUNICATIONS:**Director of City Planning & Development and Owens**

230344 March 2023 - Accepting and releasing various easements and deeds in Kansas City, Clay County, Missouri and requesting that the City Manager approve the acceptance and release, and directing the City Clerk to file the acceptance and release in the office of the Recorder of Deeds.

Attachments: [CLAY Co CITY MANAGER acceptance and release memo - SIGNED](#)
[Docket Memo - CLAY Co](#)

Director of City Planning & Development and Owens

230345 March 2023 - Accepting various easements and deeds in Kansas City, Jackson County, Missouri and requesting that the City Manager approve the acceptance, and directing the City Clerk to file the acceptance in the office of the Recorder of Deeds.

Attachments: [JACKSON Co CITY MANAGER acceptance memo - SIGNED](#)
[Docket Memo - JACKSON Co](#)

230352 Notice from the election authorities and the City Clerk certifying the results of the April 4, 2023 election.

Attachments: [Cass County - Results 4.14.2023](#)
[Clay County - Results 4.17.2023](#)
[Kansas City - Results Pages 1-3](#)
[Kansas City - Results Pages 1-55](#)
[Kansas City - Results Pages 1-90](#)
[Kansas City - Results Pages 1-132](#)
[Kansas City - Results Pages 1-146](#)
[Kansas City - Sample Ballot](#)
[Platte County - Results 4.14.2023](#)
[Cass County Ballot Proofs 2.8.2023](#)

230353 Notice to the City Clerk of the 12th & Wyandotte Community Improvement District's proposed budget for fiscal year ending April 30, 2024.

Attachments: [12th & Wyandotte - Proposed Budget 4.17.2023](#)

230354 Notice to the City Clerk of the 9th & Central Community Improvement District's proposed budget for fiscal year ending April 30, 2023.

Attachments: [9th & Central - Proposed Budget 22-23 4.17.2023](#)

MISCELLANEOUS BUSINESS:

1. Closed Session

- Pursuant to Section 610.021 subsection 1 of the Revised Statutes of Missouri to discuss legal matters, litigation, or privileged communications with attorneys; or
- Pursuant to Section 610.021 subsection 2 of the Revised Statutes of Missouri to discuss real estate; or
- Pursuant to Section 610.021 subsections 3 and 13 of the Revised Statutes of Missouri to discuss personnel matters; or
- Pursuant to Section 610.021 subsection 9 of the Revised Statutes of Missouri to discuss employee labor negotiations; or
- Pursuant to Section 610.021 subsection 11 of the Revised Statutes of Missouri to discuss specifications for competitive bidding; or
- 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; or
- Pursuant to Section 610.021 subsections 20 and 21 of the Revised Statutes of Missouri to discuss security systems for operation of a computer system or computer network.

2. Members of the City Council may attend this meeting via videoconference. The public can observe this meeting at the links provided below.

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

- Livestream on the city's website at www.kcmo.gov/clerk: Quick Links, Video on Demand, Click on "View" for desired meeting
- Livestream on the city's YouTube channel at <https://www.youtube.com/watch?v=3hOublg4fok>
- Watch Channel 2 on your cable system.

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

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