

KANSAS CITY COUNCIL RECORD

Thursday, October 13, 2022

Quinton Lucas presided.

Upon Roll Call the following members were present:

PRESENT: 11 - Kevin O'Neill, Teresa Loar, Dan Fowler, Brandon Ellington, Melissa Robinson, Katheryn Shields, Eric Bunch, Lee Barnes Jr., Ryana Parks-Shaw, Andrea Bough, Kevin McManus

EXCUSED: 1 - Heather Hall

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

The public may observe this meeting by attending, or, in the links provided below.

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

220910 RESOLUTION - Sponsor: Mayor Quinton Lucas - Honoring Ivori Smith for her dedicated work in organizing the Mayor's Night Nets program, introducing the sport of volleyball to urban youth and for providing a safe, healthy activity for young people in Kansas City, Missouri this summer.

ADOPTED

AYES: 12 - O'Neill, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 1 - Hall

220911 RESOLUTION - Sponsor: Councilmember Ryana Parks-Shaw - Recognizing the Foundation for a Drug-Free World Kansas City Chapter and The Church of Scientology Kansas City for the observance of October 23-31, 2022, as "National Red Ribbon Week," a national campaign to encourage drug prevention activities during the last week of October.

ADOPTED

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

220913 RESOLUTION - Sponsor: Councilmember Heather Hall - Recognizing October 21, 2022, as Buckle Up, Phone Down Day in Kansas City and challenging the City of Kansas City to make our streets, highways, and interstates much safer.

ADOPTED

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

Councilmember McManus (Second by Bough) Move to Waive Charter Requirement
I move that the Charter requirement for reading of ordinances on three separate days be waived for the ordinances on today's docket listed as "Committee Advances" and that these ordinances are advanced for final reading and consideration at this time.

AYES: 12 - O'Neill, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 1 - Hall

220364 Sponsor(s): Councilmembers Bough, Bunch and Robinson - Amending Chapter 18, (Sub.) Code of Ordinances, by repealing Article III, Section 18-57 entitled "Adoption of International Residential Code (2018); amendments" and Article XIV, Section 18-367 entitled "Adoption of International Energy Conservation Code (2012); amendments" and enacting, in lieu thereof, new sections of like number and subject matter that update the City's Energy Conservation Code; and setting an effective date of July 1, 2023.

COUNCILMEMBER FOWLER (SECOND BY O'NEILL) MOVE TO AMEND

Move that Committee Substitute for Ordinance No.220364 be amended so that it reads as in the document entitled "Committee Substitute for Ordinance No. 220364, As Amended," which has been distributed to all Council Members.

Seconded by Councilmember O'Neill

AYES: 4 - O'Neill, Hall, Loar, Fowler

NAYS: 9 - Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

PASSED AS SUBSTITUTED

AYES: 9 - Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 4 - O'Neill, Hall, Loar, Fowler

220898 RESOLUTION - Sponsor: Director of City Planning and Development Department - Approving and endorsing Cas-KC-NEDA, LLC in its application to the Missouri Department of Economic Development Brownfields Redevelopment Program, as authorized by, and in accordance with, Chapter 447, Section 447.700 through 447.718 of the Revised Statutes of Missouri, for state remediation tax credits for redevelopment of 1108-1110 Grand Boulevard, Kansas City, Missouri.

ADOPTED

AYES: 12 - O'Neill, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 0
OUT: 1 - Hall

220902 RESOLUTION - Sponsors: Councilperson Robinson, Mayor Lucas, Councilpersons Bough and Bunch - Stating the Council's intent regarding use of up to \$50,000,000.00 in general obligation bond proceeds in the event that voters approve authorization of such bonds on November 8, 2022; designating said funds for the purpose of affordable housing and stating the Council's intent to appropriate said funds into the Housing Trust Fund; and establishing additional requirements for the use of the funds with preference for proposals that provide for "deeply affordable housing."

ADOPTED

AYES: 12 - O'Neill, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 0
OUT: 1 - Hall

220894 Sponsor: Law Department - Approving and authorizing settlement of a claim for a Workers' Compensation benefit filed by Terrell McClendon for injuries resulting from an accident on June 25, 2020, while employed by the City.

PASSED

AYES: 12 - O'Neill, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 0
OUT: 1 - Hall

220891 Sponsor: Director of City Planning and Development Department - Approving the plat of Villages at View Crest, an addition in Clay County, Missouri, on approximately 26.23 acres generally located at the northeast corner of Highway 152 and Highway 169, creating 3 lots and 2 tracts for the purpose of a 3 lot multi-family subdivision; accepting various easements; establishing grades on public ways; authorizing the Director of City Planning and Development to execute and/or accept certain agreements; and directing the City Clerk to record this ordinance and attached documents.
(CLD-FnPlat-2021-00031)

PASSED

AYES: 12 - O'Neill, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 1 - Hall

Councilmember McManus (Second by Bough) Move to Waive Charter Requirement
I move that the Charter requirement for reading of ordinances on three separate days be waived for the ordinances on today's docket listed as "Second Readings" and that they be placed on the docket next week for final reading.

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

220903 Sponsor: Councilmember Melissa Robinson - Reducing the Contingent Appropriation
(Sub.) by \$110,000.00 in the General Fund; appropriating \$110,000.00 to the American Jazz Museum in the General Fund; authorizing the Manager of Procurement Services Department to execute a \$110,000.00 contract amendment for a total contract amount of \$760,000.00 to the Management Agreement and Lease with the American Jazz Museum, Inc. for management and operations of the 18th and Vine Project; and authorizing the Manager of Procurement Services to extend the contract for one year and amend the Agreement and Lease without additional council authorization.

PASSED AS SUBSTITUTED

AYES: 11 - O'Neill, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 1 - Loar

OUT: 1 - Hall

220878 Sponsor: Director of City Planning and Development Department - Rezoning an area
(Sub.) of about 5.6 acres generally located on the west side of Holmes Road, approximately 700 feet south of E. 127th Street from District O-2 to District R-5, and approving a preliminary plat, creating 19 detached lots. (CD-CPC-2022-00061 and CD-CPC-2022-00077)

HELD ON DOCKET (11/10/2022)

220895 Sponsor: Director of City Planning and Development Department - Approving a development plan in District UR/DC-15 on about 0.62 acres generally located at 110 E. 3rd Street for a seven-story residential apartment building with approximately 102 units, two separate integrated parking garages, and approximately 2600 square feet of retail at street level. (CD-CPC-2022-00127)

PASSED

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 0

220896 Sponsor: Director of City Planning and Development Department - Rezoning an area of about 17.61 acres generally located at 7700 N Brighton Avenue from District R-2.5 (Residential 2.5) to District MPD (Master Planned Development) and approving a preliminary development plan, which also acts as a preliminary plat, to allow the construction of 124 residential units. (CD-CPC-2022-00126)

PASSED

AYES: 12 - O'Neill, Lucas, McManus, Bough, Parks-Shaw, Barnes Jr., Bunch, Shields, Robinson, Ellington, Fowler, Loar
NAYS: 0
OUT: 1 - Hall

220897 Sponsor: Director of City Planning and Development Department - Rezoning an area of about 20 acres generally located at Hillcrest Road and E. 93rd Street from UR to UR and approving a UR development plan and preliminary plat for 313 residential units (CD-CPC-2022-00136).

PASSED

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 0

220899 Sponsor: Director of City Planning and Development Department and Councilpersons Shields and Bunch - Designating the 31st & Main Historic District to the Kansas City Register of Historic Places (H/O Overlay) at 3035-45 Main Street and 6-10 East 31st Street that includes approximately .4 acres to be rezoned from UR to UR/HO. (CD-CPC-2022-00120)

PASSED

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 0

220874
(Sub.) Sponsor: Director of Water Services Department - Authorizing a \$9,100,000.00 Construction Contract with Goodwin Bros. Construction Co., for the Birmingham Pump Station Screen Replacement; authorizing a maximum expenditure of \$10,222,300.00; and authorizing a \$603,143.68 Design Professional Services Amendment No. 1 to Contract No. 1588, for the Birmingham Pump Station Screen Replacement project with Lion CSG, LLC, for a total contract amount of \$931,766.68; and recognizing this ordinance as having an accelerated effective date.

PASSED AS SUBSTITUTED

AYES: 11 - O'Neill, Hall, Fowler, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 2 - Loar, Ellington

220900
(Sub.) RESOLUTION - Sponsor: Councilmember Eric Bunch - Directing the City Manager to identify funds and proceed with neighborhood improvement projects in the Westside Hispanic Community.

ASSIGNED THIRD READ CALENDAR AS SUBSTITUTED

220901 Sponsor: Director of Aviation Department - Authorizing an Amendment No. 7 between the City of Kansas City, Missouri, Aviation Department and Executive Beechcraft, Inc. at the Charles B. Wheeler Downtown Airport.

ASSIGNED TO THIRD READ CALENDAR

Councilmember McManus (Second by Parks-Shaw) Move to Waive Charter Requirement

I move that the Charter requirement for reading of ordinances on three separate days be waived for the ordinances on today's docket listed as "First Readings" and that these ordinances be introduced as listed to the committee so designated.

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

220912 Sponsor(s): Directors of General Services Department and Conventions and Entertainment Facilities - Authorizing the Manager of Procurement Services to exceed the \$400,000.00 Section 3-41(a)(2) Ordinance threshold for a one year term contract with the Aramark Sports and Entertainment Services, LLC to provide cleaning and event setup services in the Convention and Entertainment Facilities; and authorizing the Manager of Procurement Services to amend the contract and exercise five one-year renewal options.

REFERRED TO FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE

220915 Sponsor: Director of City Planning and Development Department - Approving a major amendment to a previously approved development plan in District B2-2 on about 4 acres generally located in the Bristol Commercial area at the northwest corner of N.W. Shoal Creek Parkway and Highway 169 to allow for construction of two multi-unit residential buildings containing 112 units. (CD-CPC-2022-00150)

REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

220914 Sponsor: Councilmember Andrea Bough - Amending Chapter 10 and Chapter 64, Code of Ordinances, by repealing Sections 10-130, Sidewalk café, parklet, street café, or parking lot alcohol license expansion, 10-161, Application fee, 10-212, Location, 10-214, Eligible neighbor notification, and 64-171, Street café permit, and enacting in lieu thereof new sections of like number and subject matter which enact that sidewalk café, parklet, street café, or parking lot permits are only issued by those departments accepting applications in order to eliminate additional bureaucracy to the application process and confusion to the applicant.

REFERRED TO TRANSPORTATION, INFRASTRUCTURE AND OPERATIONS
COMM

220916 Sponsor: Mayor Quinton Lucas - Amending Chapters 70, Code of Ordinances, entitled "Traffic and Vehicles" by repealing Sections 70-42, 70-523, 70-524, 70-526, 70-528, 70-529, 70-532, 70-533, 70-535, 70-538, 70-539, 70-541, 70-542, 70-568, 70-594 and enacting in lieu thereof new sections of like number and like subject matter; amending Chapter 2, Code of Ordinances, entitled "Administration" by repealing Sections 2-970.18 and 2-970.19 and enacting in lieu thereof new sections of like number and like subject matter; amending Chapter 70, Code of Ordinances, entitled "Traffic and Vehicles" by adding new Sections 70-82, 70-83, 70-84, 70-85, 70-86, 70-87, 70-88, and 70-89; and amending Chapter 50, Code of Ordinances, entitled "Offenses and Miscellaneous Provisions" by repealing Section 50-44 and enacting in lieu thereof a new section of like number and like subject matter all related to the administration and enforcement of street parking.

REFERRED TO TRANSPORTATION, INFRASTRUCTURE AND OPERATIONS
COMM

Councilmember Robinson (Second by Parks-Shaw) Move to Suspend Rules Under Council Rule 6.02, I move that the provision contained in Council Rule 4.01 that the City Clerk shall docket no more than three special actions at each regular meeting of the Council be temporarily suspended.

AYES: 11 - O'Neill, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 2 - Hall, Loar

Councilmember Robinson (Second by Parks-Shaw) Move To Introduce

AYES: 12 - O'Neill, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 0
OUT: 1 - Hall

220917

RESOLUTION - Sponsor: Councilmember Melissa Robinson - Recognizing Emily Brown and Free from Market for their unapparelled commitment to ensure people with chronic conditions can make lasting dietary changes, personalized food selection, nutritional education and support, and essential data.

ADOPTED

AYES: 11 - O'Neill, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 0
OUT: 2 - Hall, Loar

Councilmember Fowler (Second by O'Neill) Move To Introduce

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas
NAYS: 0

220918
(Sub.)

RESOLUTION - Sponsors: Councilmembers Fowler, Loar, O'Neill and Hall - Stating the Council's intention regarding the use of up to \$175 million in general obligation bond proceeds in the event that voters approve authorization of such bonds on November 8, 2022, by directing that 64% of the Question 1 issuance be set aside for City parks projects and further allocating in-district and city-wide funds; and delineating the process whereby the allocated parks funding shall be spent.

COUNCILMEMBER FOWLER (SECOND BY O'NEILL) MOVE TO ADVANCE

Seconded by Councilmember O'Neill

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

COUNCILMEMBER LUCAS (SECOND BY SHIELDS) MOVE TO AMEND

Seconded by Councilmember Shields

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

PASSED AS AMENDED

AYES: 13 - O'Neill, Hall, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

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. The public may attend meetings or, they can observe this meeting in 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.