



Agenda - Final

Finance, Governance and Public Safety Committee

Katheryn Shields, Chair
Heather Hall, Vice Chair
Ryana Parks-Shaw
Melissa Robinson
Lee Barnes
Kevin McManus

Wednesday, February 1, 2023

10:30 AM

26th Floor, Council Chamber

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

PUBLIC OBSERVANCE OF MEETINGS

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

Any closed session may be held via teleconference.

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

Applicants and citizens wishing to participate have the option of attending each meeting or they may do so through the videoconference platform ZOOM, using this link:

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

Director of the Law Department

[230061](#)

Sponsor: Director of the Law Department

Approving and authorizing settlement of lawsuit entitled *William Johnson v. City of Kansas City, Missouri*, Case No. 1616-CV08470, for up to \$660,000.00.

Attachments: [No Fact Sheet 230061](#)
[docket memo-johnson](#)

Parks-Shaw

[230091](#)

Sponsor: Councilmember Parks-Shaw

Authorizing the Manager of Procurement Services to exceed the \$400,000.00 Section 3-41(a)(2) ordinance threshold on Contracts with Unity Southeast Church, a nonprofit corporation, to provide extreme shelter management services with such funds that are appropriated in the City Budget; and authorizing the Manager of Procurement Services to amend and extend the contract.

Attachments: [Docket Memo 230091](#)

HELD IN COMMITTEE

Director of the Law Department

230040

Sponsor: Director of the Law Department

Approving and authorizing settlement of lawsuit entitled *Lynn Woodard v. City of Kansas City, Missouri*, Case No. 15AE-CV02493, in the amount of \$1,850,000.00.

Attachments: [Approp Admin TMP 2650](#)
[docket memo-woodard](#)

Director of the Law Department

230043

Sponsor: Director of the Law Department

Approving and authorizing settlement of lawsuit entitled *Ayanna Hightower v. City of Kansas City, Missouri*, Case No. 2016-CV24654, in the amount of \$450,000.00

Attachments: [Docket Memo--Hightower](#)

ADDITIONAL BUSINESS

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

2. Closed Session

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

- Pursuant to Section 610.021 subsection 17 of the Revised

3. Those who wish to comment on proposed ordinances can email written testimony to public.testimony@kcmo.org.

Comments received will be distributed to the committee and added to the public record by the clerk.

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

- Live Stream on the city's website at www.kcmo.gov
- Live Stream on the city's YouTube channel at <https://www.youtube.com/watch?v=3hOublg4fok>
- Watch Channel 2 on your cable system. The channel is available through Time Warner Cable (channel 2 or 98.2), AT&T U-verse (channel 99 then select Kansas City) and Google Fiber on Channel 142.
- To watch archived meetings, visit the City Clerk's website and look in the Video on Demand section:

http://kansascity.granicus.com/ViewPublisher.php?view_id=2

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

Adjournment



File #: 230061

ORDINANCE NO. 230061

Sponsor: Director of the Law Department

Approving and authorizing settlement of lawsuit entitled *William Johnson v. City of Kansas City, Missouri*, Case No. 1616-CV08470, for up to \$660,000.00.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the sum of \$660,000.00 is appropriated from the Unappropriated Fund Balance of the Water Services Fund to the following account:

| | | |
|-----------------------|----------------------------|--------------|
| 23-8010-801000-618450 | Settlement of Legal Claims | \$660,000.00 |
|-----------------------|----------------------------|--------------|

Section 2. That revenue in the following account of the City Legal Expense Fund is hereby increased in the following amount:

| | | |
|-----------------------|---------------------------|--------------|
| 23-7010-131543-485760 | Public Official Liability | \$660,000.00 |
|-----------------------|---------------------------|--------------|

Section 3. That the sum of \$660,000.00 is appropriated from the Unappropriated Fund Balance of the City Legal Expense Fund to the following account:

| | | |
|-----------------------|---------------------------|--------------|
| 23-7010-131543-618200 | Public Official Liability | \$660,000.00 |
|-----------------------|---------------------------|--------------|

Section 4. That the payment of the sum of up to \$660,000.00 in settlement of the lawsuit styled *William Johnson v. City of Kansas City, Missouri*, Case No. 1616-CV08470, as recommended by the City Attorney and the Risk Management Committee, is hereby approved.

Section 5. That the City Attorney is hereby authorized to pay up to the sum of \$660,000.00 in settlement of said claims in this lawsuit from funds previously appropriated charge in Account No. 22-7010-131543-B.

..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 M. Kelly
Senior Associate City Attorney

No
Fact
Sheet
For
Ordinance
230061



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Law

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

Executive Summary

Approving a post-trial settlement of up to \$660,000.00 for William Johnson v. City of Kansas City, Case No. 1616-CV08470

Discussion

Plaintiff succeeded at trial for a claim of retaliation. The proposed settlement resolves all liability, damages, and attorneys' fees.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

City Legal Expense Fund-Public Official Liability

3. How does the legislation affect the current fiscal year?

Decreases available funds by up to \$660,000.00.

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

No.

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

No.

Office of Management and Budget Review

(OMB Staff will complete this section.)

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



City of Kansas City, Missouri

Docket Memo

2. This fund has a structural imbalance.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Finance and Governance (Press tab after selecting.)

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

- Reform the City's economic incentives to meet the policy objectives of the City Council
- Ensure the resiliency of City government
- Engage in workforce planning including employee recruitment, development, retention, and engagement
- Ensure a responsive, representative, engaged, and transparent City government
-
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Prior Legislation

None.

Service Level Impacts

None.

Other Impacts

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

No.

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



City of Kansas City, Missouri

Docket Memo

Not applicable.

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

Not applicable.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

No.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

Not applicable.



File #: 230091

ORDINANCE NO. 230091

Sponsor: Councilmember Parks-Shaw

Authorizing the Manager of Procurement Services to exceed the \$400,000.00 Section 3-41(a)(2) ordinance threshold on Contracts with Unity Southeast Church, a nonprofit corporation, to provide extreme shelter management services with such funds that are appropriated in the City Budget; and authorizing the Manager of Procurement Services to amend and extend the contract.

WHEREAS, Section 3-41(a)(2), Code of Ordinances, requires the Manager of Procurement Services, to obtain City Council authorization to enter into contracts that may exceed \$400,000.00; and

WHEREAS, the purchase of extreme shelter management services can exceed \$400,000.00 throughout the fiscal year; and

WHEREAS, this Ordinance authorizes the Manager of Procurement Services to exceed \$400,000.00 in the City's contract with Unity Southeast Church with funds appropriated by City Council; and

WHEREAS, the Manager of Procurement Services is authorized to issue a Purchase Order only up to the amount appropriated for the Purchase Order; and

WHEREAS, the extreme weather has necessitated the City increase the maximum amount of the Purchase Order issued to the Unity Southeast Church to \$424,076.00; and

WHEREAS, the City does not have any additional financial obligation to Unity Southeast Church under this Contract until the City issues a Purchase Order to Unity Southeast Church; and

WHEREAS, under the Contract, the Unity Southeast Church cannot not provide any services and is not entitled to any payment in excess of the dollar amount contained in any Purchase Order with funds appropriated by the City Council and is not entitled to any payment; and

WHEREAS, in the event extreme weather necessitates additional funding for this Contract, City Council may opt to appropriate additional funds to fund the Purchase Order issued to Unity Southeast Church; NOW, THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Manager of Procurement Services is authorized to exceed the \$400,000.00 Section 3-41(a)(2) ordinance threshold on Contracts with Unity Southeast Church, a nonprofit corporation, to provide extreme shelter management services with such funds that are appropriated in the City Budget. Copies of the Contract is on file in the Procurement Services Division.

Section 2. That the Manager of Procurement Services is authorized to execute contract amendments to the contract with Unity Southeast Church and is authorized to exercise the City's remaining four one-year renewal options without Council authorization.
..end

The City has no financial obligation under both this Ordinance and Contract until the Manager of Procurement Services issues a Purchase Order which shall be signed by the City's Director of Finance certifying there is a balance, otherwise unencumbered, to the credit of the appropriation to which the expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment will be made, each sufficient to meet the obligation incurred in the Purchase Order.

Approved as to form and legality:

Tammy Queen
Director of Finance

Approved as to form:

James M. Brady
Assistant City Attorney



File #: 230040

ORDINANCE NO. 230040

Sponsor: Director of the Law Department

Approving and authorizing settlement of lawsuit entitled *Lynn Woodard v. City of Kansas City, Missouri*, Case No. 15AE-CV02493, in the amount of \$1,850,000.00.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the sum of \$1,850,000.00 is appropriated from the Unappropriated Fund Balance of the Aviation Fund to the following account:

| | | |
|-----------------------|----------------------------|----------------|
| 23-8300-621000-646200 | Settlement of Legal Claims | \$1,850,000.00 |
|-----------------------|----------------------------|----------------|

Section 2. That revenue in the following account of the City Legal Expense Fund is hereby increased in the following amount:

| | | |
|-----------------------|---------------------------|----------------|
| 23-7010-131543-485760 | Public Official Liability | \$1,850,000.00 |
|-----------------------|---------------------------|----------------|

Section 3. That the sum of \$1,850,000.00 is appropriated from the Unappropriated Fund Balance of the City Legal Expense Fund to the following account:

| | | |
|-----------------------|------------------------|----------------|
| 23-7010-131543-618200 | Public Official Claims | \$1,850,000.00 |
|-----------------------|------------------------|----------------|

Section 4. That the payment of the sum of \$1,850,000.00 in settlement of the lawsuit styled *Lynn Woodard v. City of Kansas City, Missouri*, Case No. 15AE-CV02493, as recommended by the City Attorney and the Risk Management Committee, is hereby approved.

Section 5. That the City Attorney is hereby authorized to pay the sum of \$1,850,000.00 in settlement of said claims in this lawsuit from funds herein appropriated in Account No. 23-7010-131543-B.

..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 M. Kelly
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Law

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

Executive Summary

Approving a post-trial settlement of \$1,850,000.00 for Lynn Woodard v. City of Kansas City, Case No. 15AE-CV02493.

Discussion

Plaintiff brought a lawsuit claiming race discrimination. The proposed settlement resolves all liability, damages, and attorneys' fees.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

The funding source is the City Legal Expense Fund.

3. How does the legislation affect the current fiscal year?

Decreases available funds by \$1,850,000.00.

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

No.

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

No.

Office of Management and Budget Review

(OMB Staff will complete this section.)

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



City of Kansas City, Missouri

Docket Memo

2. This fund has a structural imbalance.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Finance and Governance (Press tab after selecting.)

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

- Reform the City's economic incentives to meet the policy objectives of the City Council
- Ensure the resiliency of City government
- Engage in workforce planning including employee recruitment, development, retention, and engagement
- Ensure a responsive, representative, engaged, and transparent City government
-
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Prior Legislation

None.

Service Level Impacts

None.

Other Impacts

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

None.

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



City of Kansas City, Missouri

Docket Memo

Not applicable.

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

Not applicable.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

No.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

Not applicable.



File #: 230043

ORDINANCE NO. 230043

Sponsor: Director of the Law Department

Approving and authorizing settlement of lawsuit entitled *Ayanna Hightower v. City of Kansas City, Missouri*, Case No. 2016-CV24654, in the amount of \$450,000.00

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the payment of the sum of \$450,000.00 in settlement of the lawsuit styled *Ayanna Hightower v. City of Kansas City, Missouri*, Case No. 2016-CV24654, as recommended by the City Attorney and the Risk Management Committee, is hereby approved.

Section 2. That the City Attorney is hereby authorized to pay the sum of \$450,000.00 in settlement of said claims in this lawsuit from funds previously appropriated in Account No. 23-7010-131543-B.

..end

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

Tammy Queen
Director of Finance

Approved as to form:

Bret R. Kassen
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Law

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

Executive Summary

Approving a settlement of \$450,000.00 for Ayanna Hightower v. City of Kansas City, Missouri, Case No. 2016-CV24654

Discussion

Plaintiff brought a lawsuit claiming disability discrimination and retaliation. The proposed settlement resolves all liability, damages, and attorneys' fees.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

23-7010-131543-B-618200

3. How does the legislation affect the current fiscal year?

Decreases available funds by \$450,000.00.

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

No.

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

No.

Office of Management and Budget Review

(OMB Staff will complete this section.)

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



City of Kansas City, Missouri

Docket Memo

2. This fund has a structural imbalance.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Finance and Governance (Press tab after selecting.)

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

- Reform the City's economic incentives to meet the policy objectives of the City Council
- Ensure the resiliency of City government
- Engage in workforce planning including employee recruitment, development, retention, and engagement
- Ensure a responsive, representative, engaged, and transparent City government
-
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Prior Legislation

None.

Service Level Impacts

None.

Other Impacts

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

None.

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



City of Kansas City, Missouri

Docket Memo

Not applicable.

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

Not applicable.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

No.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

Not applicable.