



Agenda - Final-Revised

Transportation, Infrastructure and Operations Committee

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

Wednesday, April 12, 2023

9:00 AM

26th Floor, Council Chamber

[https://us02web.zoom.us/s/84530222968](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>

General Services

[230286](#) Sponsor: Director of the General Services Department

Authorizing an amendment to a contract with Piper-Wind Architects in the amount of \$311,426.25 for the Project No. 07P22025 City Hall Garage and South Plaza Restoration Project for additional design work at City Hall for restoration of the garage and south plaza.

Attachments: [230286 Docket Memo](#)

Aviation

[230291](#) Sponsor: Director of the Aviation Department

Authorizing a \$1,500,000.00 Amendment No. 1 with Structure Inc. for the Tenant Finishes services at KCI Airport; authorizing a maximum expenditure of \$1,650,000.00 under this amendment for a total contract amount of \$4,500,000.00 from previously appropriated funds.

Attachments: [230291 Docket Memo](#)

[230297](#) Sponsor: Director of the Aviation Department

Authorizing a lease with the United States of America, Department of Transportation/Federal Aviation Administration at the Kansas City International Airport, Contract No. 6223030046; estimating annual revenue in the amount of \$587.00 in the Aviation Fund, Fund No. 8300; and establishing an effective date.

Attachments: [230297 Docket Memo](#)

[230305](#) Sponsor: Director of the Aviation Department

Authorizing a \$982,689.31 Amendment No. 8 to a contract with HNTB Corporation for the Design Airport Development project at KCI Airport for a total contract amount of \$13,057,122.43; authorizing the Director of Aviation to increase this contract amendment by a contingency amount of \$98,268.93; and authorizing a maximum expenditure under this Amendment of \$1,080,958.24.

Attachments: [230305 Docket Memo](#)

Health

[230300](#) Sponsor: Director of the Health Department

Providing for submission to the qualified voters of the City for their approval at an election called for Tuesday, August 8, 2023, the question of amending Chapter 34, Code of Ordinances, entitled "Health and Sanitation," by enacting a new Article XX, entitled "Childcare Facilities;" authorizing and directing the City Clerk to notify the responsible election authorities of this election; and date.

Attachments: [230300 Docket Memo](#)

Public Works

[230251](#) Sponsor: Director of the Public Works Department

Authorizing an agreement not to exceed \$66,728,590.00 with the Kansas City Area Transportation Authority to provide fixed route, paratransit and on-demand transit services and certain specialized services for the City of Kansas City, Missouri between May 1, 2023 and April 30, 2024.

Attachments: [230251 Docket Memo](#)

[230304](#) Sponsor: Director of the Public Works Department

Authorizing a contract with H.W. Lochner, Inc. in the amount of \$474,995.00 for construction inspection services for the North Green Hills Road project between N.W. 78th Street and N.W. Barry Road; and recognizing this ordinance as having an accelerated effective date.

Attachments: [230304 Docket Memo](#)

[230312](#) Sponsor: Director of the Public Works Department

Authorizing Amendment No. 1 in the amount of \$1,183,976.00 to a design professional services agreement with Taliaferro & Browne; Inc. for the 18th Street Pedestrian Mall Project for a total contract amount not to exceed \$1,471,353.00; recognizing Civil Rights and Equal Opportunity Department goals; and recognizing this ordinance as having an accelerated effective date.

Attachments: [230312 Docket Memo](#)

[230313](#) Sponsor: Director of the Public Works Department

Authorizing Amendment No. 3 with Walter P Moore, Inc., in the amount of \$256,278.00 for additional construction phase services for the North Green Hills Road project between N.W. 78th Street and N.W. Barry Road for a total contract amount of \$1,040,224.00; and recognizing this ordinance as having an accelerated effective date

Attachments: [230313 Docket Memo](#)

[230315](#) Sponsor: Director of Public Works Department

Reducing an appropriation in the amount of \$2,842,818.83 in the General Obligation Series 2018 and 2021 Q1 Bond Funds and appropriating \$2,842,818.83 from the Unappropriated Fund Balance in the General Obligation Series 2018 and 2021 Q1 Bond Funds to the North Green Hills Road Reconstruction Project account; waiving certain requirements of Section 3-455 Code of Ordinances in connection with the submittal of the contractor utilization plan; authorizing execution of a \$16,072,885.85 contract with Pyramid Contractors, Inc. for the project; and recognizing this ordinance as having an accelerated effective date.

Attachments: [230315 Docket Memo](#)

[230317](#) Sponsor: Director of Public Works Department

Reducing an appropriation in the amount of \$8,000,000.00 in the Go Bond 2023 Q2 Fund; appropriating the amount from the Unappropriated Fund Balance in the Go Bond 2023 Q2 Fund to the Swope Park Industrial Flyover Bridge Project; authorizing a construction contract with Radmacher Brothers Excavating, Inc. in the amount of \$7,946,504.44 for the Swope Park Industrial Flyover Bridge - Phase 2 Project; and recognizing this ordinance as having an accelerated effective date.

Attachments: [230317 Docket Memo](#)

[230318](#) Sponsor: Director of Public Works Department
Authorizing Amendment No. 2 in the amount of \$340,610.00 for inspection services with Olsson Associates for the Swope Park Industrial Flyover Bridge project for a total contract amount of \$766,515.40; and recognizing this ordinance as having an accelerated effective date.

Attachments: [230318 Docket Memo](#)

City Manager

[230319](#) Sponsor: City Manager

Authorizing the City Manager to enter into a Funding Agreement with the Planned Industrial Expansion Authority of Kansas City, Missouri for the demolition of the Weld Wheel building.

Attachments: [Docket Memo Weld Wheel Demo PIEA](#)

HELD IN COMMITTEE

General Services

220864 Sponsor: Director of General Services

Declaring certain real property generally located at 1200 and 1210 Broadway, Kansas City, Missouri, surplus to the City's needs; authorizing the Director of General Services to offer the sale of the City's interest in this 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: [220864 Fact Sheet](#)
[220864 Fiscal Note](#)

City Manager

230260 Sponsor: City Manager

Repealing Ordinance No. 220694; authorizing the City Manager to execute the replacement Second Amendment to the Restated Lease and Acquisition Agreement with Block 66, LLC; and directing the City Manager to execute Special Warranty Deeds and such ancillary documents in connection with conveying real property in the East Village area to Block 66, LLC.

Attachments: [Docket Memo 230260](#)

230265 Sponsor: City Manager

Authorizing the City Manager to negotiate and execute a sale and development agreement in accordance with the terms described herein with Kansas City Southern and Americo for the sale and development of the City-owned properties located at 1200 and 1210 Broadway Boulevard.

Attachments: [Docket Memo 230265](#)

ADDITIONAL BUSINESS

1. There may be a general discussion regarding current Transportation, Infrastructure and Operations issues.

2. Closed Session

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

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

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

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

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

Adjournment



File #: 230286

ORDINANCE NO. 230286

Sponsor: Director of the General Services Department

Authorizing an amendment to a contract with Piper-Wind Architects in the amount of \$311,426.25 for the Project No. 07P22025 City Hall Garage and South Plaza Restoration Project for additional design work at City Hall for restoration of the garage and south plaza.

WHEREAS, Ordinance No. 210992 authorized a contract with Piper-Wind Architects, Inc. in the amount of \$2,393,100.00 for design and pre-construction work for Project No. 07P22025 City Hall Garage And South Plaza Restoration Project for design and preconstruction work at the City Hall garage located at 414 East 12th Street, Kansas City, Missouri; and

WHEREAS, additional design work was subsequently required to develop additional options and visualizations; NOW THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of General Services is authorized to execute a first amendment to Contract No. 07P22025 City Hall Garage and South Plaza Restoration Project with Piper Wind Architects in the amount of \$311,426.25 from previously requisitioned funds in Account No. AL-3446-079712-B for a total contract amount of \$2,704,526.25 for additional design services related to the City Hall Garage and South Plaza Restoration Project. A copy of the amendment is on file in the General Services Department.

Section 2. That the Director of General Services is designated requisitioning authority for Account Nos. AL-3446-079712-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:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Please Select

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

Authorizing an amendment to a contract with Piper-Wind Architects in the amount of \$311,426.25 for the Project No. 07P22025 City Hall Garage And South Plaza Restoration Project for a total contract amount of \$2,704,526.25 for additional design work at City Hall for restoration of the garage and south plaza; and designating requisitioning authority to the Director of General Services.

Discussion

Ordinance No. 210992 authorized a contract with Piper-Wind Architects, Inc. in the amount of \$2,393,100.00 for design and pre-construction work for Project No. 07P22025 City Hall Garage And South Plaza Restoration Project for design and preconstruction work at the City Hall garage located at 414 East 12th Street, Kansas City, Missouri.

Additional design work was subsequently required to develop and evaluate additional options and visualizations. Also, pedestrian lighting is being designed for the safety of the south plaza.

This ordinance amends the original contract to pay the Design Professional for the additional design services performed and for the pedestrian lighting design work that is to be performed.

Fiscal Impact

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

2. What is the funding source?

Account No. AL-3446-079712-B

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

No impact

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

No



City of Kansas City, Missouri

Docket Memo

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
- 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?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
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Prior Legislation



City of Kansas City, Missouri

Docket Memo

Ordinance No. 210992

Service Level Impacts

None. It may improve service levels by bringing the City Hall Parking Garage back into use.

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?

The TI & O Council Committee and the Mayor were consulted in developing options for the project. The additional scope of work for producing and evaluating those options are to be paid for by this Amendment No. 1 to be authorized by this ordinance.

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")?

Standard MBE and WBE requirements are included in the Design Professional contract.

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")?

The original contract was reviewed and approved by CREO. The same requirements will apply after this contract Amendment.



File #: 230291

ORDINANCE NO. 230291

Sponsor: Director of the Aviation Department

Authorizing a \$1,500,000.00 Amendment No. 1 with Structure Inc. for the Tenant Finishes services at KCI Airport; authorizing a maximum expenditure of \$1,650,000.00 under this amendment for a total contract amount of \$4,500,000.00 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 Amendment No. 1 with Structure, Inc for Tenant Finishes services for Project 62TENIMP – Tenant Finishes adding \$1,500,000.00 for a total contract amount of \$4,500,000.00.

Section 2. That the sum of \$1,650,000.00 has been previously appropriated to Account No. 23-8300-627270-611060-62TENIMP

Section 3. That the Director of Aviation is hereby authorized to amend and increase this contract by a contingency amount not to exceed \$150,000.00 from funds appropriated herein.

..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:

Charlotte Ferns
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Please Select

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

Authorizing a \$1,500,000.00 Amendment No. 1 with Structure Inc. for the Tenant Finishes Project at KCI Airport; authorizing a maximum expenditure of \$1,650,000.00 under this amendment; for a total contract amount of \$4,500,000.00 from previously appropriated funds.

Discussion

The MWBE CREO CUP was approved for 14% MBE and 8% WBE Participation. The intent of this project is to provide building modifications in association with airline and tenant requests within the airport campus buildings, to remodel or fit-out spaces to be more efficient for operations.

Fiscal Impact

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

2. What is the funding source?

23-8300-627270-611060-62TENIMP

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

Cost for FY2023 is \$1,500,000.00

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

There is no known future fiscal impact.

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.)



City of Kansas City, Missouri

Docket Memo

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

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
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Prior Legislation

Ordinances #200812 and #220640

Service Level Impacts

This project will provide efficient and satisfactory services and facilities for passengers and visitors.

Other Impacts



City of Kansas City, Missouri

Docket Memo

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

Aviation Engineering has reviewed the Priorities in the Kansas City Community Health Improvement Plan (KC-CHIP) and does not identify any negative impacts.

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

The Community within the Kansas City, Missouri area has been consistently engaged and involved with the Aviation Department Master Plan, which contributes to this ordinance.

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

Continuous reconstruction of infrastructure at Kansas city International Airport is vital to the continuous operation of the Airport and the city's economic vitality.

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

Yes

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")?

Yes



File #: 230297

ORDINANCE NO. 230297

Sponsor: Director of the Aviation Department

Authorizing a lease with the United States of America, Department of Transportation/Federal Aviation Administration at the Kansas City International Airport, Contract No. 6223030046; estimating annual revenue in the amount of \$587.00 in the Aviation Fund, Fund No. 8300; and establishing an effective date.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to execute a lease with the Federal Aviation Administration at the Kansas City International Airport for Antenna & Equipment Space at the KCI Maintenance and Repair Base with the lease term beginning October 1, 2022 and ending September 30, 2032. A copy of the lease is on file in the Office of the City Clerk.

Section 2. Estimating revenue in the amount of \$587.00 in the Aviation Fund, Fund No. 8300 to the following account:

24-8300-620000-470546	Rental Space	\$587.00
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Section 3. That this ordinance shall have an effective date of May, 1, 2023.

..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:

Charlotte Ferns
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Aviation

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

Authorizing a Lease Agreement with FAA, Contract #6223030046 at Kansas City International Airport.

Discussion

Authorizing Lease Agreement #6223030046 for Antenna and Equipment Space on the southwest exterior corner of the KCI Maintenance and Repair Base Building (formerly known as the Over Haul Base) from October 1, 2022 to September 30, 2032.

The original Lease term began March 1, 2017 and ended September 30, 2021, it is currently in a Holdover period. The ASSC RU #5 Site (Airport Surface Surveillance Capability Remote Unit #5) is one of eleven (11) other such sites located around KCI and are related to the FAA's activities in support of the National Airspace System (NAS).

Beginning October 1, 2022 FAA will pay the annual rental rate of \$587.00 for Years 1 - 5, and then \$675.00 for Years 6 - 10.

Fiscal Impact

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

2. What is the funding source?

N/A

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

The legislation does not affect the current fiscal year.

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

Legislation will create an estimated revenue of \$587.00 annually.

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



City of Kansas City, Missouri

Docket Memo

Legislation will create an estimated revenue of \$587.00 annually.

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

N/A

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
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Prior Legislation

N/A



City of Kansas City, Missouri

Docket Memo

Service Level Impacts

This contract supports the Aviation Department's goal to maximize use of all assets while providing efficient and satisfactory services and facilities for passengers and visitors.

Other Impacts

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

There are no known potential health impacts to any affected group.

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

N/A

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

This Lease Agreement supports our goal to utilize assets to maximize revenue while providing customer services for passengers and visitors.

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

Yes

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")?

Yes



File #: 230305

ORDINANCE NO. 230305

Sponsor: Director of the Aviation Department

Authorizing a \$982,689.31 Amendment No. 8 to a contract with HNTB Corporation for the Design Airport Development project at KCI Airport for a total contract amount of \$13,057,122.43; authorizing the Director of Aviation to increase this contract amendment by a contingency amount of \$98,268.93; and authorizing a maximum expenditure under this Amendment of \$1,080,958.24.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to execute Amendment No. 8 with HNTB Corporation for design professional services for Project No. 62230566-Design Airport Development KCI by adding \$982,689.31 for a total contract amount of \$13,057,122.43.

Section 2. That the Director of Aviation is hereby authorized to amend and increase this contract by a contingency amount of \$98,268.93.

Section 3. That the Director of Aviation is hereby authorized to expend \$1,080,958.24 from previously appropriated funds in Account No. 23-8300-627270-B-62230566, Design Airport Development KCI, to satisfy the cost of this contract 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:

Charlotte Ferns
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Please Select

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

Authorizing a \$982,689.31 Amendment No. 8 to a contract with HNTB Corporation for the Design Airport Development project at KCI Airport for a total contract amount of \$13,057,122.43; authorizing the Director of Aviation to increase this contract amendment by a contingency amount of \$98,268.93; and authorizing a maximum expenditure under this Amendment of \$1,080,958.24.

Discussion

The DBE CREO CUP was approved for 17.49% participation. The intent of this amendment is for the design professional to provide project management, construction administration, and construction observation for Taxiway E and J rehabilitation.

Fiscal Impact

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

2. What is the funding source?

23-8300-627270-B-62230566

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

This legislation utilizes previously appropriated funds for this Aviation project

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

N/A

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

No



City of Kansas City, Missouri

Docket Memo

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

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?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
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Prior Legislation

200147, 210220, 220109, 220392, 220499, 220756

Service Level Impacts

This project will provide a safe environment at the airport for both employees and passengers.



City of Kansas City, Missouri

Docket Memo

Other Impacts

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

Aviation Engineering has reviewed the Priorities in the Kansas City Community Health Improvement Plan (KC-CHIP) and does not identify any negative impacts.

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

The Community within the Kansas City, Missouri area has been consistently engaged and involved with the Aviation Department Master Plan, which contributes to this ordinance.

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

Continuous reconstruction of infrastructure at Kansas City International Airport is vital to the continuous operation of the Airport and the city's economic vitality.

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

Yes

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")?

Yes



File #: 230300

ORDINANCE NO. 230300

Sponsor: Director of the Health Department

Providing for submission to the qualified voters of the City for their approval at an election called for Tuesday, August 8, 2023, the question of amending Chapter 34, Code of Ordinances, entitled "Health and Sanitation," by enacting a new Article XX, entitled "Childcare Facilities;" authorizing and directing the City Clerk to notify the responsible election authorities of this election; and date.

WHEREAS, by creating and implementing a local ordinance, the Health Department will have the capability to conduct inspections of these facilities to ensure that children are cared for in a safe and healthful environment; and

WHEREAS, the new Chapter 34, Article XX would not only allow for inspections to focus on areas like disease prevention, safe food handling, safe storage of toxic agents, cleaners, and medication, it would also focus on Elijah's law; and

WHEREAS, Elijah's law is the incorporation of preventing, recognizing, and responding to life-threatening anaphylactic reactions for children in childcare facilities. This law is named after 3-year-old Elijah Silvera from New York City who was given a grilled cheese sandwich despite having a known severe dairy allergy. Elijah went into anaphylaxis and died in November of 2017. The implementation of Elijah's law into a local ordinance could provide potentially life-saving measures to prevent further tragedies; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. **ELECTION CALLED.** That an election is called on Tuesday, August 8, 2023 for the purpose of submitting to the qualified voters of the City the question of enacting a childcare facility inspection ordinance.

Section 2. **BALLOT TITLE.** The ballot title shall be:

QUESTION _____
(Childcare Facility Inspection Program)

Shall the City of Kansas City create a childcare facility inspection program to protect the public health, safety and welfare in childcare facilities by enacting and enforcing minimum health and safety standards and be authorized to establish the

following fees to be paid by the facility owner or owner’s agent for permitting, inspecting and regulating childcare facilities?

Application Fee. A fee of fifty (\$50.00) dollars for each childcare facility due at time of submission of the initial application for the permit.

Annual Permit Fee to operate, Reinstatement Fees for the reinstatement of any permits that have been suspended, and Reinspection Fees based upon the number of active children registered with the facility.

Active Childcare	Annual Permit Fee	Reinspection Fee	Reinstatement Fee
0-50 Children	\$157.00	\$75.00	\$75.00
51-100 Children	\$220.00	\$100.00	\$100.00
101-200 Children	\$282.00	\$120.00	\$120.00
201-300 Children	\$376.00	\$120.00	\$120.00
300 + Children	\$564.00	\$150.00	\$150.00
Home Childcare	\$125.00	\$75.00	\$75.00

Late fee. A fee of fifty (\$50.00) dollars for each childcare facility shall be assessed per month for fees not paid when due.

Adjustment of Fees. Authority to adjust the above listed fees annually to reflect the change in the consumer price index (CPI) for all items/all urban consumers/Kansas City, Missouri-Kansas, published by the United States Department of Labor, Bureau of Labor Statistics. The City is also authorized to make cumulative adjustments for those years in which fees were not previously adjusted.

YES NO

Section 3. **NOTICE TO ELECTION AUTHORITIES BY CITY CLERK.** That following passage of this ordinance the City Clerk shall deliver certified copies of this ordinance and notice of election to the Clerk of Cass County, Board of Election Commissioners of Clay County, Board of Election Commissioners of Kansas City, and Board of Election Commissioners of Platte County, on or before May 30, 2023, which shall be the authority of each election authority of the City to submit the question to the electors of Kansas City and to give public notice as provided by law.

Section 4. **Notice of Election.** That the notice of election shall read as follows:

NOTICE OF ELECTION

KANSAS CITY, MISSOURI

Notice is hereby given that the City of Kansas City has called an election to be held in said City on Tuesday, August 8, 2023 between the hours of 6:00 a.m. and 7:00 p.m., at which election all qualified voters residing withing Kansas City, Missouri will be given the opportunity to vote.

The official ballot will be in substantially the following form:

OFFICIAL BALLOT
CITY OF KANSAS CITY
QUESTION ____
(Childcare Facility Inspection Program)

Shall the City of Kansas City create a childcare facility inspection program to protect the public health, safety and welfare in childcare facilities by enacting and enforcing minimum health and safety standards and be authorized to establish the following fees to be paid by the facility owner or owner’s agent for permitting, inspecting and regulating childcare facilities?

Application Fee. A fee of fifty (\$50.00) dollars for each childcare facility due at time of submission of the initial application for the permit.

Annual Permit Fee to operate, Reinstatement Fees for the reinstatement of any permits that have been suspended, and Reinspection Fees based upon the number of active children registered with the facility.

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101-200 Children	\$283.00	\$120.00	\$120.00
201-300 Children	\$377.00	\$120.00	\$120.00
300 + Children	\$565.00	\$150.00	\$150.00
Home Childcare	\$126.00	\$75.00	\$75.00

Late fee. A fee of fifty (\$50.00) dollars for each childcare facility shall be assessed per month for fees not paid when due.

Adjustment of Fees. Authority to adjust the above listed fees annually to reflect the change in the consumer price index (CPI) for all items/all urban consumers/Kansas City, Missouri-Kansas, published by the United States

Department of Labor, Bureau of Labor Statistics. The City is also authorized to make cumulative adjustments for those years in which fees were not previously adjusted.

___ YES ___ NO

[Instructions to voters will be supplied by the election authorities]

A full and complete copy of the ordinance submitting the above proposition to the electorate is on file in the office of City Clerk of Kansas City, Missouri where it is open for inspection and copying.

The polling places for the election will be [insert list of polling places in last publication only].

=====

A full and complete copy of this ordinance, submitting the above proposition to the electorate is on file in the office of the City Clerk of Kansas City, Missouri where it is open for inspection and copying.

The polling places for the election will be [insert list of polling places in last publication only].

=====

I hereby certify that the foregoing is the legal notice to be published pursuant to Section 115.127, Revised Statutes of Missouri.

Given under my hand and the official seal of the City of Kansas City, Missouri, this ___ day of _____, 20__.

(SEAL)

MARILYN SANDERS
City Clerk, City of Kansas City, Missouri

Before me, a notary public, personally appeared Marilyn Sanders, to me known to be the City Clerk of the City of Kansas City, Missouri, and the person who acknowledged to me that she executed the same for the purposes therein stated.

Notary Public _____

My commission expires: _____

Section 5. **ENACTMENT OF ORDINANCE.** That contingent upon the approval of the voters a new Article XX, Chapter 34, Code of Ordinances, entitled "Childcare Facilities," is enacted to read as follows:

**ARTICLE XX.
CHILDCARE FACILITIES**

DIVISION 1: GENERALLY.

Sec 34-875. Purpose and Intent of Article.

The purpose of the Childcare Inspection Program is to protect the public health, safety and welfare in childcare operations through the establishment of minimum health and safety standards. This article:

- (1) establishes minimum standards that may include:
 - (a) basic utilities and facilities;
 - (b) ventilation and heating;
 - (c) safety from fire;
 - (d) safe and sanitary maintenance of all childcare facilities; and
 - (e) life-saving measures;
- (2) provides for the registration and permitting for childcare facilities; and
- (3) provides for administration and enforcement.

Sec. 34-876. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Caregiver is the facility director, childcare provider, or other childcare staff whether they are paid or volunteering.

Childcare is the care of a child away from their own home for any part of the day or night.

Childcare facility means any residence, building, group of buildings, structure, establishment, place, or places of business where care is provided for children not related to the childcare provider for any part of the twenty-four (24) hour day.

Childcare Provider or Provider is the person(s) permitted or required to be permitted in order to establish, conduct, or maintain a childcare facility. This person(s) shall have the following rights and responsibilities:

- (1) Ultimate responsibility for making and implementing decisions regarding the operation of the facility and;
- (2) Ultimate financial control of the operation of the facility.

Code, when used in the context of this article, refers to both this article and the *Rules and Regulations Handbook* for childcare facilities in Kansas City, Missouri.

Daycare is a synonymous term for childcare.

Director is the director of the Kansas City, Missouri Health Department or his or her designee.

Employee means the permit holder, person in charge, childcare employee, person having supervisory or management duties, person on the payroll, family member, volunteer, person performing work under contractual agreement, or other person working in a childcare facility.

Health hazard violation means a violation when in noncompliance, is more likely than other violations to contribute to injury, illness, or environmental health hazards.

Law means applicable local, state, and federal statutes, regulations, and ordinances.

Non-health hazard violation means a violation that poses a lesser threat to health and safety, but negatively affects health, and if left unaddressed, could become a health hazard violation.

Permit means a permit issued by the Director that authorizes a person to operate a childcare facility.

Permit Holder means the entity that 1) is legally responsible for the operation of the childcare facility such as the owner, the owner's agent, or other person; and 2) possesses a valid permit to operate a childcare facility.

Person means an association, corporation, individual, firm, partnership, other legal entity, government, governmental subdivision or agency.

Premises is a house(s), dwelling(s), or building(s) and its adjoining land.

Regulatory Authority means the Director of Health or his or her authorized representative.

Re-inspection means an inspection conducted by the director to ensure corrective action is taken by fee permit holder subsequent to a previous inspection where noncompliance or violations of this article were found.

Related is any of the following relationships by marriage, blood, or adoption between the provider and the children in care: parent, grandparent, great-grandparent, brother, sister, stepparent, stepbrother, stepsister, uncle, aunt, niece, nephew, or first cousin.

Summer Day camp is a program operated from May to September by a person or organization with the primary function of providing a summer recreational program for children no younger than five (5) years of age and providing no day care for children younger than five (5) years of age in the same building or in the same outdoor play area.

DIVISION 2. APPLICATION AND PERMITTING PROCESS

Sec. 34-877. Permit Required.

A person may not offer childcare services without a valid childcare permit issued by the Director. All entities now or hereafter owning, operating, or managing a childcare facility, shall obtain a childcare permit for each childcare facility from the Director. The Director shall issue the permit only after the applicant has submitted the application in its entirety with required documentation.

The Provisions of this article do not apply to any person who has been duly appointed guardian by a court of competent jurisdiction of the person of the child or children, or the person who has legal custody of the child or children;

Sec. 34-878. Conditions on Permits.

The Director is authorized and directed to endorse on the childcare permit such conditions and requirements which in their best judgement and discretion are necessary for the protection of the health and safety of the childcare facilities in Kansas City and which carry out the scope, purpose, and intent of this article. Such conditions and requirements shall conform as closely as possible to the rules and regulations promulgated by the Director but shall not be so strictly construed as to cause hardship upon any applicant.

Sec. 34-879. Duties of Permit Holder.

Upon receipt of a permit issued by the Director, in order to retain the permit, the permit holder shall:

- (1) Comply with all provisions of this article and the rules and regulations promulgated by the Director, as such provisions, rules and regulations may be amended from time to time, and also each and every condition and requirement

endorsed upon such permit or any renewal thereof issued, as such conditions and requirements may be amended by the Director;

- (2) Immediately notify the Director if a life-threatening violation may exist because of an emergency such as a fire, flood, extended interruption of electrical or water service, sewage backup, gross unsanitary occurrence or condition, or other circumstance that may endanger health;
- (3) Subject to subsection Section 34-883, allow representatives of the Director access to the childcare facility for inspections, emergencies, and when a life-threatening violation may exist;
- (4) Comply with directives of the Director including time frames for corrective actions specified in inspection reports, notices, orders, warnings, and other directives issued by the Director in regard to the permit holder's childcare facility, or in response to community emergencies;
- (5) Accept notices issued and served by the Director according to law;
- (6) Be subject to the regulatory, civil, injunctive, and criminal remedies authorized in law for failure to comply with this article or a directive of the Director, including time frames for corrective actions specified in inspection reports, notices, orders, warnings, and other directives.

Sec. 34-880. Qualifications and Responsibilities of Applicant.

To qualify for a permit, the applicant shall:

- (1) Be an owner of the childcare facility, or owner's agent who is responsible for the operation of the childcare facility;
- (2) Comply with the requirements of this article;
- (3) Agree to allow representatives of the Director access to the childcare facility for the purpose of inspections made pursuant to this article;
- (4) Pay the applicable permit fees at the time the application is submitted.

Sec. 34-881. Denial of Application for Permit; Notice.

If an application for a permit or permit renewal to operate is denied, the Director shall provide the applicant with a notice that includes:

- (1) The specific reasons and Code or regulations citations, if any, for the permit denial;

- (2) The actions, if any, that the applicant must take to qualify for a permit; and
- (3) Notice of the applicant's right of appeal and the process and time frames for appeal.

Sec. 34-882. Fees.

- (1) *Fee Schedule.* All fees shall be paid in accordance with the current fee schedule. The below fees are the fees current at the time of passage.

Active Childcare	Initial Application Fee	Annual Permit Fee	Reinspection Fee	Reinstatement Fee
0-50 Children	\$50.00	\$157.00	\$75.00	\$75.00
51-100 Children	\$50.00	\$220.00	\$100.00	\$100.00
101-200 Children	\$50.00	\$283.00	\$120.00	\$120.00
201-300 Children	\$50.00	\$377.00	\$120.00	\$120.00
300 + Children	\$50.00	\$565.00	\$150.00	\$150.00
Home Childcare	\$50.00	\$126.00	\$75.00	\$75.00

- (2) *Initial application fee.* A fee of \$50.00 for each childcare facility is due at time of submission of the initial application for the permit.
- (3) *Annual permit fee.* All permits are annual permits and shall be valid from January 1 through December 31. The fee is due at the time of submission of the initial or renewal application for a permit, which shall be on or before December 31.
- (4) *Payment of fee.* All fees must be paid when due by the permit holder.
- (5) *Late fee.* A \$50.00 fee shall be assessed per month for fees not paid when due.
- (6) *Permit renewals.* Permit holders that have not paid fees within 90 days of the date due may be subject to permit suspension until all fees have been paid.
- (7) *Re-inspection Fee:* The regulatory authority shall assign a fee when a re-inspection is assigned based on the number of children.
- (8) *Reinstatement fees.* For properties that have had a permit suspended following action taken by a provision of this article, a reinstatement fee shall be assessed to reinstate the permit.

- (9) *CPI adjustments.* The Director shall have the authority to annually adjust all fees in this article to reflect an increase equal to an increase in the consumer price index (all items/all urban consumers/Kansas City, Missouri-Kansas) published by the United States Department of Labor, Bureau of Labor Statistics. The authorization for the Director to annually increase fees shall be cumulative and the failure of the Director to raise fees in any one year shall not waive the Director's authority to cumulatively raise fees by the consumer price index for missed years. The adjustments, if made, shall be made by the Director of Health in conjunction with the adoption of the annual budget of the city.
- (10) *Renewals.* The Director will renew an existing permit once the permit fee has been received by the Director regardless of whether an inspection has occurred. Suspended permits shall not be renewed until all conditions that warranted the suspension are abated. Revoked permits cannot be renewed.
- (11) *Refunds.* There shall be no refund of any fee paid pursuant to this section.
- (12) *Remaining Funds for Elijah's Law.* One hundred percent (100%) of any funds remaining after administrative program expenses shall be allocated to support the efforts of Elijah's Law, including the purchase, distribution, and education of epinephrine auto injectors to facilities and/or any other childcare safety initiatives, as determined by the Director.

**DIVISION 3.
INSPECTIONS AND ENFORCEMENT**

Sec. 34-883. Inspections.

- (1) *Inspection and reporting required.* The Director shall cause periodic inspections to be made of all childcare facilities regulated under this article to ensure that the holder of the operating permit issued under this article is complying with its provisions, the rules and regulations promulgated by the Director, as they may be amended from time to time, and the conditions and requirements set forth in the operating permit issued for the particular facility for which the permit was issued or renewed.
- (2) The person operating a childcare facility shall, upon the request of the Director and after proper identification, permit access to all parts of the facility at any reasonable time for the purpose of inspecting and shall exhibit a copy of records or information to check or show compliance with these regulations.
- (3) *Allowed access at reasonable times after due notice.* After the Director presents official credentials and provides notice of the purpose of, and an intent to conduct an inspection, the person in charge shall allow the Director to determine if the childcare facility is in compliance with this Code by allowing access to the facility, allowing inspection, and providing information and records specified in

this Code and to which the Director is entitled according to law, during the childcare facility's hours of operation and other reasonable times.

- (4) *Refusal; notification of right to access; final request for access.* If a person denies access to the Director, the Director shall:
 - a. Inform the person that the permit holder is required to allow access to the Director as specified under this Code;
 - b. Access is a condition of the acceptance and retention of a childcare facility permit to operate; and
 - c. If access is denied, an order issued by the appropriate authority allowing access, hereinafter referred to as an inspection order, may be obtained according to law; and
 - d. Make a final request for access.
- (5) *Refusal; reporting.* If after the Director presents credentials and provides notice, explains the authority upon which access is requested, and makes a final request for access, the person in charge continues to refuse access, the Director shall provide details of the denial of access on an inspection report form.
- (6) *Inspection order to gain access.* If denied access to a childcare facility for an authorized purpose, the Director may:
 - a. Issue, or apply for the issuance of, an inspection order to gain access as provided in law; or
 - b. Issue permit summary suspension order.

Sec. 34-884. Inspection Frequency Interval.

- (1) The Director shall inspect a childcare facility at intervals averaging 12 months.
- (2) The Director may inspect more frequently than 12-month averages based on:
 - a. Past performance, for nonconformance with Code;
 - b. Past performance, for numerous or repeat violations of Code;
 - c. Past performance, for repeat complaints; or
 - d. Type of operation.

Sec. 34-885. Non-health-hazardous or non-life-threatening Violations; Opportunity to Correct.

During an inspection, if the Director discovers that a permit holder has failed to comply with this article or the rules and regulations established by the Director, and the violation is not life-threatening or a potentially serious health hazard, they shall:

- (1) Inform the permit holder, their agent, or employee in writing that violation(s) exist;
- (2) Allow the permit holder an opportunity to correct the violations within a reasonable period, as determined by the Director; and,
- (3) Re-inspect the childcare facility to determine if the violation(s) still exist.

Sec. 34-886. Health-hazardous violations; Opportunity to Correct.

During an inspection, if the Director discovers that a permit holder has failed to comply with this article or the rules and regulations established by the Director, and the violation is a health hazardous violation, they shall:

- (1) Inform the permit holder, their agent, or employee in writing that violation(s) exist;
- (2) Allow the permit holder an opportunity to correct the violations within a reasonable period, as determined by the Director; and,
- (3) Re-inspect the childcare facility to determine if the violation(s) still exist.

Sec. 34-887. Life-threatening Violations; Opportunity to Correct.

During an inspection, if the Director discovers that a permit holder has failed to comply with this article or the rules and regulations established by the Director, and the violation is life-threatening, they shall:

- (1) Inform the permit holder or their agent, or employee in writing that a violation exists;
- (2) Allow the permit holder to immediately correct cited violations and eliminate the existing life-threatening violation; or
- (3) Suspend the permit and/or immediately lock, secure or close the area of violation;
- (4) Re-inspect the childcare facility to determine if the violation still exists;

- a. In lieu of permit suspension after considering the nature of the potential hazard involved and the complexity of the corrective action needed, the Director may specify a longer time frame for the permit holder to correct health hazardous or life-threatening violations.

Sec. 34-888. Notice of Suspension; Conditions Warranting Action.

- (1) *Suspension.* The Director may summarily suspend a facility's permit by providing written notice of the summary suspension to the permit holder or person in charge, without prior warning, notice of hearing, or a hearing if and when:
 - a. The Director determines through inspection or other means as specified in the Rules and Regulations Handbook, that an actual or imminent health hazard exists;
 - b. Operations, facilities, or equipment in the childcare facility fail to comply with conditions specified in the Rules and Regulations Handbook;
 - c. The permit holder does not comply with regulations specified in this ordinance or the Rules and Regulations Handbook; or
 - d. Interference with the Director in the performance of his or her duties has occurred.
- (2) *Term of suspension; reinstatement of permit.* A summary of suspension shall remain in effect until the conditions cited in the notice of suspension no longer exist and their elimination has been confirmed by the Director through re-inspection and other means as appropriate. The Director may initiate any one of, or a combination of compliance methods that include but are not limited to:
 - a. Holding a regulatory conference with the provider or the person in charge;
 - b. Placing the childcare facility on probation;
 - c. Setting conditions for continued operation of the childcare facility by the permit holder, during the probation period.
- (3) *Time frame for reinstatement.* After receiving a written request from the permit holder stating that the conditions cited in the summary suspension order no longer exist, the Director shall conduct a reinstatement inspection of the childcare facility for which the permit was summarily suspended within two business days, which means two days during which the Director's office is open to the public.

Sec. 34-889. Revocation; Conditions Warranting Action.

- (1) The Director may revoke a childcare facility's permit after providing the permit holder an opportunity for a hearing if:
 - a. Serious and repeated violation(s) of any requirement of this ordinance according to the Rules and Regulations Handbook have occurred;
 - b. Repeated interference with, or assault upon the Director in the performance of their duty; or
 - c. Permit holder fails to comply with a permit suspension order.
- (2) *Revocation procedure; reinstatement of permit.* Before revocation, the Director shall notify, in writing, the permit holder of the specific reason(s) why the permit is to be revoked. The notice will state:
 - a. The permit was revoked at the end of ten calendar days following the notice unless a written request for a hearing is filled with the Director by the permit holder within such a ten-day period;
 - b. If a request for a hearing is not filed by the permit holder within the ten-day period, the revocation of the permit becomes final;
 - c. Any person whose childcare facility permit has been revoked by the Director, after a period of six months, may make written application for a new permit and request a hearing with the Director to determine whether a new permit will be issued; and,
- (3) Director may adopt and use a permit revocation process different than specified under provisions of this ordinance.

Sec. 34-890. Elijah's Law—Allergy Safety and Emergency

Childcare facilities must take concrete steps to manage food allergies for the children in their care. This includes, but is not limited to, developing emergency protocols, having communication plans for discussing food allergies with parents or guardians, having plans for preventing exposure and maintaining a current supply of epinephrine auto-injectors in accordance with the regulations issued by the Director.

Sec. 34-891. Duties of the Director.

The Director shall have the duty and responsibility of enforcing the provisions of this article and the rules and regulations promulgated by them, or any amendments in requirements or conditions of any permit issued under this article; and, in addition thereto, shall keep records of all operating permits issued or renewed and any changes thereof, prepare a form of application for such permit, cause an inspection of the premises to be made at any reasonable time of any permit holder, make any amendments to the conditions and requirements either before or after an

operating permit is issued, or do any other matter or thing necessary to carry out the intent, purpose and scope of this article and the rules and regulations promulgated under this article.

Sec. 34-892. Authority to Prescribe Additional Rules and Regulations.

- (1) *Scope of authority.* The Director shall formulate rules and regulations that will include provisions for food allergies and anaphylaxis policies and procedures, in alignment with Elijah’s Law, inspection process, method, and guidelines. Such rules, regulations, and policies shall be filed with the city clerk, and, when so filed, shall be in effect as part of this ordinance. Such rules may be modified or superseded by other rules and regulations filed by the Director from time to time.

- (2) *Scope of regulations.* The Director shall have power and authority to make provisions in such rules and regulations for health, sanitation and adequate childcare facility standards as such rules and regulations may appertain to each and every person required to be a holder of a permit under this article; and such provisions, conditions or requirements shall be subject to modification, deletions, additions or other changes or alterations as to any person required to be a holder of a permit as the Director may find and determine at any time.

Sec. 34-893—Sec. 34-899. Reserved.

Section 6. **Effective Date.** Due to the effectiveness of this article occurring after the regular permit year begins, the effective date of this new Article XX shall be January 1, 2024.

..end

Approved as to form:

Joseph A. Guarino
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Health

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

Executive Summary

Providing for submission to the qualified voters of the City for their approval at an election called for Tuesday, August 8, 2023, the question of amending Chapter 34, Code of Ordinances, entitled "Health and Sanitation," by enacting a new Article XX, entitled "Childcare Facilities;" authorizing and directing the City Clerk to notify the responsible election authorities of this election; and date.

Discussion

Previously, all childcare inspections have been conducted through a contract with the Missouri Department of Health and Senior Services (MODHSS). On average, there are around 400 permitted childcare facilities operating in Kansas City, Missouri.

By creating and implementing a local ordinance, the Health Department will have the capability to conduct inspections of these facilities to ensure that children are cared for in a safe and healthful environment. This ordinance would not only allow for inspections to focus on areas like disease prevention, safe food handling, safe storage of toxic agents/cleaners/medication, it would also focus on Elijah's law.

Elijah's law is the incorporation of preventing, recognizing, and responding to life-threatening anaphylactic reactions for children in childcare facilities. This law is named after 3-year-old Elijah Silvera from New York City who was given a grilled cheese sandwich despite having a known severe dairy allergy. Elijah went into anaphylaxis and died in November of 2017. The implementation of Elijah's law into a local ordinance could provide potentially life-saving measures to prevent further tragedies.

Fiscal Impact

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

2. What is the funding source?

TBD

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

No fiscal impact



City of Kansas City, Missouri

Docket Memo

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

Will provide revenue in future years. See attachment - Childcare Revenue Est. 2023.

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

Generate revenue

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

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?

Housing and Healthy Communities (Press tab after selecting.)

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

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

City of Kansas City, Missouri

Docket Memo

Prior Legislation

Click or tap here to enter text.

Service Level Impacts

This is a fee-funded program, not bearing any additional fiscal impact on the City's tax dollars or Health Levy. Inspections have been and are currently conducted under a contract with the Missouri Department of Health and Senior Services. Staff are already trained to conduct sanitation inspections.

Other Impacts

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

By creating a local childcare ordinance, the Health Department will be able to permit, inspect, and respond to complaints on childcare facilities within the City. The potential health impacts on the children attending these facilities can be life-saving (Elijah's Law) and will ensure a healthy and safe environment for receiving care and those working the facilities.

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

N/A.

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

This ordinance not only creates a safe and healthy environment for all childcare facilities in Kansas City, it creates a ripple effect that affects the health of Kansas Citizens as a whole. By providing a safe and healthy childcare environment, parents are able to confidently drop their children off and not miss days of work. Less days missed at work, means more stable income within the household, and the benefits multiply vastly.

Additionally, having a safe and healthy environment for all childcare facilities within the City will promote health and wellness for not only the children attending

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

N/A

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")?

N/A



File #: 230251

ORDINANCE NO. 230251

Sponsor: Director of the Public Works Department

Authorizing an agreement not to exceed \$66,728,590.00 with the Kansas City Area Transportation Authority to provide fixed route, paratransit and on-demand transit services and certain specialized services for the City of Kansas City, Missouri between May 1, 2023 and April 30, 2024.

WHEREAS, on March 10, 2022 the City Council passed Committee Substitute Ordinance No. 220215, authorizing the City Manager to enter into a Cooperative Agreement with KCATA for the funding, design, construction, and implementation of certain transportation infrastructure improvements; and

WHEREAS, the Cooperative Agreement stated that \$22.5 million would be provided for City Led Transit and Transportation Infrastructure in two installments, one for \$11.25 million during City fiscal year 2022/23 and one installment for \$11.25 million during City fiscal year 2023/24; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to enter into an agreement with the Kansas City Area Transportation Authority to provide funding for fixed route, paratransit and on-demand transit services for residents of Kansas City, Missouri, for a period of one year beginning May 1, 2023 through April 30, 2024. A copy of the agreement is on file in the office of the Director of Transportation, Department of Public Works.

Section 2. That the Director of Transportation is hereby authorized to expend an amount not to exceed \$66,728,590.00 from funds to be appropriated to the following accounts in the 2023-2024 Budget, subject to budget approval:

<i>24-2080-892200-B</i>	<i>Transportation Infrastructure Improvements</i>
<i>\$11,250,000.00</i>	
<i>24-2080-692000-F</i>	<i>Public Mass Transportation/KCATA Operations</i>
<i>18,333,942.00</i>	
<i>24-2290-692000-F</i>	<i>KCATA Sales Tax/KCATA Operations</i>
<i><u>37,144,648.00</u></i>	

TOTAL:

\$66,728,590.00

Section 3. The City and KCATA will both continue to develop and implement a Zero Fare Program. This program will be jointly funded by the City, KCATA, federal funding, contributions from community partners, or other potential local, state or federal sources.

Section 4. Public Works and KCATA staff will continue to work collaboratively to advance and implement FY23-24 transit priorities and current transit-supportive policies, projects and programs.

..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:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Public Works

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

Authorizing an agreement not to exceed \$66,728,590.00 with the Kansas City Area Transportation Authority to provide fixed route, paratransit and on-demand transit services and certain specialized services for the City of Kansas City, Missouri between May 1, 2023 and April 30, 2024.

Discussion

Click or tap here to provide [more detailed information and analysis](#) on this topic.

Fiscal Impact

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

2. What is the funding source?

KCATA Sales Tax Fund (2290) and Public Mass Transportation Fund (2080)

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

Ordinance spends money from the KCATA Sales Tax Fund and the Public Mass Transportation Sales Tax Fund

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



City of Kansas City, Missouri

Docket Memo

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

Ordinance authorizes the Director of Transportation to enter into an agreement with the Kansas City Area Transportation Authority (KCATA) for providing city-wide transit services in the form of fixed-route, paratransit, on-demand, and certain approved specialized services from May 1, 2023 through April 30, 2024.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-
-

Prior Legislation

Ordinance 220215

Service Level Impacts



City of Kansas City, Missouri

Docket Memo

Ordinance provides funding for provision of fixed route, paratransit and on-demand transit services.

Other Impacts

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

Positive potential health impacts are promoted by this legislation for City residents and others in the region as it supports the provision of public transit service in the City, aiding access to health care and providing greater mobility options.

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

N/A

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

This ordinance provides funding for City transit services.

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")?

No



File #: 230304

ORDINANCE NO. 230304

Sponsor: Director of the Public Works Department

Authorizing a contract with H.W. Lochner, Inc. in the amount of \$474,995.00 for construction inspection services for the North Green Hills Road project between N.W. 78th Street and N.W. Barry Road; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, North Green Hills Road was constructed in the 1940's as a rural two-lane road with eleven-foot lanes and narrow gravel shoulders and as the area has urbanized it does not meet City standards for safe horizontal and vertical geometry and forces pedestrians who are accessing employment and transit service along Barry Road to walk on the narrow gravel shoulders or in the street, and

WHEREAS, the North Green Hills project will provide improvements between N.W. 78th Street and Barry Road including pavement, reconstruction and new curbs, sidewalks, trail, retaining walls, storm sewer, streetlights and landscaping as outlined in the 2006 N.W. Waukomis Drive/North Green Hills Improvement study; and

WHEREAS, bids were opened on January 10, 2023 and work will include the roadway reconstruction to current urban standards and replacement of the KCI Water Transmission Main; NOW THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to execute a \$474,995.00 contract with H.W. Lochner, Inc., for construction inspection services for the North Green Hills Road project between N.W. 78th Street and N.W. Barry Road-Project No. 89008207, from funds previously appropriated to Account No. 23-3090-898012-B-89008087. A copy of the contract is on file in the Public Works Department and is incorporated herein by reference.

Section 2. That the Director of Public Works is hereby designated as requisitioning authority for Account No. 23-3090-898012.

Section 3. 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 Queen
Director of Finance

Approved as to form:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Public Works

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

Authorizing a contract with H.W. Lochner, Inc. for approximately \$474,995.00 for construction inspection services for the North Green Hills Road project between N.W. 78th Street and N.W. Barry Road; and recognizing this ordinance as having an accelerated effective date.

Discussion

North Green Hills Road was constructed in the 1940’s as a rural two lane road with eleven foot lanes and narrow gravel shoulders and as the area has urbanized does not meet City standards for safe horizontal and vertical geometry and forces pedestrians who are accessing employment and transit service along Barry Road to walk on the narrow gravel shoulders or in the street

The N Green Hills project will provide improvements between NW 78th Street and Barry Road including pavement, reconstruction and new curbs, sidewalks, trail, retaining walls, storm sewer, streetlights and landscaping as outlined in the 2006 NW Waukomis Drive/North Green Hills Improvement study

Bids were opened on January 10, 2023 and work will include the roadway reconstruction to current urban standards and replacement of the KCI Water Transmission Main

CREO has established MBE & WBE gials as 13% and 13%. HW Lochner has proposed participation at 13% and 13% with HgConsult as the MBE firm and Leigh & O’Kane as the WBE firm

Fiscal Impact

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

2. What is the funding source?

3090 - Capital Improvements.Roadways CD2



City of Kansas City, Missouri

Docket Memo

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

Encumbers funds previously appropriated. No impact to current fiscal year

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

The new roadway will reduce current pavement maintenance costs. New assets including trail, sidewalk and retaining wall will minimally increase ongoing maintenance costs.

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
- 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?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth

City of Kansas City, Missouri

Docket Memo

- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-
-

Prior Legislation

Click or tap here to enter text.

Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

Other Impacts

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

This legislation will increase access to sidewalks and walking trails for residents, allowing for greater opportunity for physical activity

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

Ongoing public outreach throughout design - 2 or 3 general public meetings and multiple meetings on site with individual property owners

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

The project replaces open ditches with a more environmentally, sustainable underground stormwater system, encourages non-vehicular transportation with a sidewalk and trail, and includes an energy efficient LED lighting system.

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

Yes

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")?

Yes



File #: 230312

ORDINANCE NO. 230312

Sponsor: Director of the Public Works Department

Authorizing Amendment No. 1 in the amount of \$1,183,976.00 to a design professional services agreement with Taliaferro & Browne; Inc. for the 18th Street Pedestrian Mall Project for a total contract amount not to exceed \$1,471,353.00; recognizing Civil Rights and Equal Opportunity Department goals; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the Director of Public Works on May 4, 2022 authorized an agreement with Taliaferro & Browne; Inc. for initial design professional services for the 18th Street Pedestrian Mall project in the amount of \$287,377.00; and

WHEREAS, after review of the project's January 2023 final study, Council has directed staff to complete the design of the 18th Street Pedestrian Mall Project; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to execute the design professional services Amendment No. 1 agreement with Taliaferro & Browne; Inc. and The Olsson Studio in the amount of \$1,183,976.00 from funds previously appropriated to 23-1000-897312-B-89060886 account for Project No. 89060886 – 18th Street Pedestrian Mall Project for a total contract amount of \$1,471,353.00. A copy of the amendment is on file in the Public Works Department.

Section 2. That the Director of Public Works is hereby designated requisitioning authority for Account No. 23-1000-897312.

Section 3. That the Civil Rights and Equal Opportunity Department, to assure fair representation by socially and economically disadvantaged groups, approved for the above contract, a fifteen (15%) percent representation by Minority Owned Businesses and eleven (11%) percent 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 Queen
Director of Finance

Approved as to form:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Public Works

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

Authorizing Amendment No. 1 in the amount of \$1,183,976.00 to a design professional services agreement with Taliaferro & Browne, Inc. for the 18th Street Pedestrian Mall project; for a total contract amount of \$1,471,353.00.

Discussion

The ordinance authorizes an amendment to an existing design contract with Taliaferro & Browne, Inc. for additional design tasks related to improvements for the 18th Street Pedestrian Mall.

The original design professional contract was encumbered in May of 2022 to do the initial community engagement and study for the area around the 18th and Vine Entertainment District. This culminated in a final study in January 2023 that recommends a curbside concept on 18th Street between Paseo Boulevard and Woodland Avenue. It also includes new lighting, sidewalk amenities, park-like features and lighting improvements. It also removes the parking along 18th Street and relocates it to 17th Terrace in net zero parking loss for the District. These improvements are extended along Vine Street from 17th Terrace to 19th Street. It also includes some significant improvements to Paseo Boulevard at 18th Street and minor improvements to several other intersections around the district.

Public Works and the design team have led an extensive public engagement process for this project. There have been multiple formal and informal meetings to discuss these improvements in the district with a majority approval of the final version of improvements being proposed.

The proposed amendment will complete the full design of the 18th Street & 17th Terrace (Phase I) improvements, and 60% design of the subsequent phases of the project.

The City has received a \$4,000,000 earmark through a HUD grant to assist with the construction costs.

At the time of the original contract award, CREO set participation goals on the contract at fifteen (15%) MBE and eleven (11%) WBE participation. The contract amendment complies with those goals.

Fiscal Impact

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

2. What is the funding source?

1000 General Fund

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



City of Kansas City, Missouri

Docket Memo

Ordinance spends money currently in project account.

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

None for the design but it is anticipated there will be a future request for construction funding. This is not a recurring cost.

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

This ordinance will provide the design for improvements funded through an earmark (HUD funding) in the amount of \$4,000,000

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

City has received a \$4,000,000 HUD grant

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses



City of Kansas City, Missouri

Docket Memo

- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-
-

Prior Legislation

230218 - Funding allocation from the Midtown TIF

Service Level Impacts

The widening of the Sidewalk area will provide a significantly improved pedestrian path.

Other Impacts

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

The widening of the Sidewalk area will provide a significantly improved pedestrian path will allow for additional movement through the area.

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

There has been a significant public information and input campaign on this project.

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

There will be additional street trees and open space to go with the additional sidewalks described above.

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

Yes

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")?

Yes



File #: 230313

ORDINANCE NO. 230313

Sponsor: Director of the Public Works Department

Authorizing Amendment No. 3 with Walter P Moore, Inc., in the amount of \$256,278.00 for additional construction phase services for the North Green Hills Road project between N.W. 78th Street and N.W. Barry Road for a total contract amount of \$1,040,224.00; and recognizing this ordinance as having an accelerated effective date

WHEREAS, Council Resolution No. 170768 designated the City's share of Platte County's special road and bridge tax receipts for calendar year 2016 to be allocated to North Green Hills Road between N.W. 78th Street and N.W. Barry Road per RSMo 137.556; and

WHEREAS, Ordinance No. 140180 authorized contract Amendment No. 1 for approximately \$272,000.00 with Walter P Moore, Inc.; and

WHEREAS, Ordinance No. 170854 authorized contract Amendment No. 2 for approximately \$511,946.00 with Walter P Moore, Inc.; and

WHEREAS, a third amendment to the design contract is required to provide services during the construction phase for both the street improvements and waterline relocation; 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 Amendment No. 3 with Walter P Moore, Inc., in the amount of \$256,278.00 for additional professional services for Project No. 89008087 - North Green Hills Road between N.W. 78th Street and Barry Road, from funds previously appropriated to Account No. 23-3090-898012-B-89008087 for a total contract amount of \$1,040,224.00. A copy of the amendment is on file in the Public Works Department and is incorporated herein by reference.

Section 2. That the Director of Public Works is hereby designated as requisitioning authority for Account No. 23-3090-898012.

Section 3. 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 Queen
Director of Finance

Approved as to form:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Public Works

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

Authorizing Amendment No. 3 with Walter P Moore, Inc., in the amount of \$256,278.00 for additional construction phase services for the North Green Hills Road between N.W. 78th Street and N.W. Barry Road Project No. 89008207; and recognizing this ordinance as having an accelerated effective date.

Discussion

Council Resolution No. 170768 designated the City's share of Platte County's special road and bridge tax receipts for calendar year 2016 to be allocated to North Green Hills Road between N.W. 78th Street and N.W. Barry Road per RSMo 137.556

Ordinance No. 140180 authorized contract Amendment No. 1 for approximately \$272,000.00 with Walter P Moore, Inc.

Ordinance No. 170854 authorized contract Amendment No. 2 for approximately \$511,946.00 with Walter P Moore, Inc.

A third amendment to the design contract is required to provide services during the construction phase for both the street improvements and waterline relocation.

That the Director of Public Works is hereby authorized to execute \$256,278.00 Amendment No. 3 with Walter P Moore, Inc., for \$256,278.00 for additional professional services for Project No. 89008087 - North Green Hills Road between N.W. 78th Street and Barry Road, from funds previously appropriated to Account No. 23-3090-898201-B-89008087, for a total contract amount of \$1,125,431. A copy of the amendment is on file in the Public Works Department and is incorporated herein by reference.

That the Director of Public Works is hereby designated as requisitioning authority for Account No. 23-3090-898201.

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.



City of Kansas City, Missouri

Docket Memo

Fiscal Impact

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

2. What is the funding source?

3090 - Capital Improvements.Roadways CD2

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

Encumbers funds previously appropriated. No impact to current fiscal year

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

The new roadway will reduce current pavement maintenance costs. New assets including trail, sidewalk and retaining wall will minimally increase ongoing maintenance costs.

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

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?



City of Kansas City, Missouri

Docket Memo

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-
-

Prior Legislation

Ordinances 140180 and 170854 authorized contract amendments with Walter P. Moore for the design of N Green Hills from NE 78th to Barry Road.

Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

Other Impacts

1. What will be the potential health impacts to any affected groups?
 This legislation will increase access to sidewalks and walking trails for residents, allowing for greater opportunity for physical activity
2. How have those groups been engaged and involved in the development of this ordinance?
 Ongoing public outreach throughout design - 2 or 3 general public meetings and multiple meetings on site with individual property owners
3. How does this legislation contribute to a sustainable Kansas City?



City of Kansas City, Missouri

Docket Memo

The project replaces open ditches with a more environmentally, sustainable underground stormwater system, encourages non-vehicular transportation with a sidewalk and trail, and includes an energy efficient LED lighting system.

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

Yes

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")?

Yes



File #: 230315

ORDINANCE NO. 230315

Sponsor: Director of Public Works Department

Reducing an appropriation in the amount of \$2,842,818.83 in the General Obligation Series 2018 and 2021 Q1 Bond Funds and appropriating \$2,842,818.83 from the Unappropriated Fund Balance in the General Obligation Series 2018 and 2021 Q1 Bond Funds to the North Green Hills Road Reconstruction Project account; waiving certain requirements of Section 3-455 Code of Ordinances in connection with the submittal of the contractor utilization plan; authorizing execution of a \$16,072,885.85 contract with Pyramid Contractors, Inc. for the project; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, North Green Hills Road was constructed in the 1940's as a rural two-lane road with eleven-foot lanes and narrow gravel shoulders, and as the area has urbanized this does not meet City standards for safe horizontal and vertical geometry and forces pedestrians who are accessing employment and transit service along North Barry Road to walk on the narrow gravel shoulders or in the street, and

WHEREAS, N.W. 68th Street reconstruction was recently completed under budget and funding is available to assist with completing the North Green Hills Road reconstruction and the proposed improvements are a two/three lane street reconstruction with sidewalks and a sidewalk trail, and will complete reconstruction of Green Hills Road between N.W. 68th Street and Barry Road as outlined in the 2006 N.W. Waukomis Drive/North Green Hills Improvement study; and

WHEREAS, bids were opened on January 10, 2023 and work will include the roadway reconstruction to current urban standards and replacement of the KCI Water Transmission Main; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the sum of \$2,842,818.83 is hereby reduced in the GO Bond 2021 and 2018 Q1 Funds:

AL-3521-898012-B-89008842	N.W. 68th Street Reconstruction	\$2,838,318.07
AL-3518-898012-B-89008842	N.W. 68th Street Reconstruction	4,500.76
	TOTAL:	\$2,842,818.83

Section 2. That the sum of \$2,842,818.83 is hereby appropriated from the Unappropriated Fund Balance to the following account of the GO Bond 2021 and 2018 Q1 Funds:

AL-3521-898012-B-89008087	North Green Hills Road Reconstruction	\$2,838,318.07
AL-3518-898012-B-89008087	North Green Hills Road Reconstruction	<u>4,500.76</u>
	TOTAL:	\$2,842,818.76

Section 3. That the requirement of Section 3-455 of the Code of Ordinances is hereby waived for the submittal of the contractor utilization plan by Pyramid Contractors, Inc for Project No. 89008087, North Green Hills Road Reconstruction.

Section 4. That the Director of Public Works is hereby authorized to execute a construction contract in the amount of \$16,072,885.85 contract with Pyramid Contractors, Inc, Inc for Project Nos. 89008087 and 80001680, North Green Hills Road Reconstruction – N.W. 78th Street to Barry Road from funds hereby appropriated from the following accounts:

AL-3521-898012-B-89008087	North Green Hills Road Reconstruction	\$ 2,838,318.07
AL-3518-898012-B-89008087	North Green Hills Road Reconstruction	4,500.76
AL-3522-898012-B-89008087	North Green Hills Road Reconstruction	7,575,951.53
23-3090-898012-B-89008087	North Green Hills Road Reconstruction	119,265.49
23-3090-898201-B-89008087	North Green Hills Road Reconstruction	12,584.00
23-8010-807701-B-80001799	North Green Hills Watermain Phase 2	<u>5,522,266.00</u>
	TOTAL:	\$16,072,885.85

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

Section 5. 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:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Public Works

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

Reducing an appropriation in the amount of \$2,842,818.83 in the General Obligation Series 2018 and 2021 Q1 Bond Funds and appropriating \$2,842,818.83 from the Unappropriated Fund Balance in the General Obligation Series 2018 and 2021 Q1 Bond Funds to the North Green Hills Road Reconstruction project account;; waiving certain requirements of Section 3-455, Code of Ordinances in connection with the submittal of the contractor utilization plan; authorizing execution of a \$16,072,885.85 contract with Pyramid Contractors, Inc. for the project; and recognizing this ordinance as having an accelerated effective date.

..

Discussion

North Green Hills Road was constructed in the 1940's as a rural two-lane road with eleven-foot lanes and narrow gravel shoulders. As the area has developed, it no longer meets the needs of the traveling public nor does it meet current City standards for safe horizontal and vertical geometry. It also lacks accommodations for bicycles and pedestrians and forces pedestrians who are accessing employment and transit service along Barry Road to walk on the narrow gravel shoulders or in the street.

NW 68th Street reconstruction was recently completed under budget and funding is available to address a shortfall in funding to award the construction contract with the North Green Hills Road reconstruction. The proposed improvements are a two/three lane street reconstruction with sidewalks and a sidewalk trail and will complete reconstruction of Green Hills Road between NW 68th Street and Barry Road as outlined in the 2006 NW Waukomis Drive/North Green Hills Improvement study.

Bids were opened on January 10, 2023 and work will include the roadway reconstruction to current urban standards and replacement of the KCI Water Transmission Main in coordination with the Water Services Department.

MBE/WBE goals have been established at 15% / 7%. Pyramid Contractors, Inc's contractor utilization plan includes MBE firm Redford Construction to construct the water line at 30% and WBE firm Julius Kaaz Construction to construct the Concrete Flatwork at 7%.

Fiscal Impact

- 1. Is this legislation included in the adopted budget? Yes No
- 2. What is the funding source?



City of Kansas City, Missouri

Docket Memo

3518 – GO Bond 3518 Q1; 3521 - GO Bond 2021 Q1 , 3522 - GO Bond 2022 Q1, 3090 - Capital Improvements.Roadways CD2, 8010 Fund - Water Main Relocation

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

Encumbers funds previously appropriated. No impact to current fiscal year

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

The new roadway will reduce current pavement maintenance costs. New assets including trail, sidewalk and retaining wall will minimally increase ongoing maintenance costs.

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
- 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?

Infrastructure and Accessibility (Press tab after selecting.)

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



City of Kansas City, Missouri

Docket Memo

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-
-

Prior Legislation

Ordinances 140180 and 170854 authorized contract amendments with Walter P. Moore for the design of N Green Hills from NE 78th to Barry Road. Ordinances 210540 & 211113 authorized condemnation of private property interests for public use on this project.

Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

Other Impacts

1. What will be the potential health impacts to any affected groups?
This legislation will increase access to sidewalks and walking trails for residents, allowing for greater opportunity for physical activity
2. How have those groups been engaged and involved in the development of this ordinance?
Ongoing public outreach throughout design - 2 or 3 general public meetings and multiple meetings on site with individual property owners
3. How does this legislation contribute to a sustainable Kansas City?
The project replaces open ditches with a more environmentally, sustainable underground stormwater system, encourages non-vehicular transportation with a sidewalk and trail, and includes an energy efficient LED lighting system.



City of Kansas City, Missouri

Docket Memo

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

Yes

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")?

Yes



File #: 230317

ORDINANCE NO. 230317

Sponsor: Director of Public Works Department

Reducing an appropriation in the amount of \$8,000,000.00 in the Go Bond 2023 Q2 Fund; appropriating the amount from the Unappropriated Fund Balance in the Go Bond 2023 Q2 Fund to the Swope Park Industrial Flyover Bridge Project; authorizing a construction contract with Radmacher Brothers Excavating, Inc. in the amount of \$7,946,504.44 for the Swope Park Industrial Flyover Bridge – Phase 2 Project; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, Council approved Ordinance No. 210047 authorizing the construction contract for the Swope Park Industrial Flyover Bridge – Phase 1 project; NOW, THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the sum of \$8,000,000.00 is hereby reduced in the following account of the Go Bond 2023 Q2 Fund:

AL-3623-808054-B-89005580	Swope Park Industrial Flyover	\$8,00,000.00
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Section 2. That the amount of \$8,000,000.00 is to be used for construction, inspection and Public Works staff costs is hereby appropriated from the Unappropriated Fund Balance in the Go Bond 2023 Q2 Fund to the following account:

AL-3623-898054-B-89005580	Swope Park Industrial Flyover	\$8,000,000.00
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Section 3. That the Director of Public Works is hereby authorized to execute a \$7,946,504.44 construction contract with Radmacher Brothers Excavating, Inc. for Project No. 89005580 Swope Park Industrial Flyover Bridge from GO Bond Flood Control Q2 funds previously appropriated to the following accounts:

AL-3321-898055-B-89005580	Swope Park Industrial Flyover Bridge	\$
178,080.51		
AL-3622-898055-B-89005580	Swope Park Industrial Flyover Bridge	1,081,297.52
AL-3623-898054-B-89005580	Swope Park Industrial Flyover Bridge	
<u>6,687,126.41</u>		
	TOTAL:	\$7,946,504.44

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

Section 4. That the Director of Public Works is hereby designated requisitioning authority for Account Nos. AL-3321-898055, AL-3622-898055, and AL-3623-898054.

Section 5. 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:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Public Works

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

Reducing an appropriation in the amount of \$8,000,000.00 in the Go Bond 2023 Q2 Fund; appropriating the amount from the Unappropriated Fund Balance in the Go Bond 2023 Q2 Fund to the Swope Park Industrial Flyover Bridge project; authorizing a construction contract with Radmacher Brothers Excavating, Inc. in the amount of \$7,946,504.44 for the Swope Park Industrial Flyover Bridge - Phase 2 project; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

Discussion

Project Description: This project includes the construction of the Swope Park Industrial Flyover bridge to provide direct access to the industrial park in this area. The current access can be impassable at times due to flooding conditions and crossing existing railroad tracks. The bridge also incorporates pedestrian accommodations to provide safer access for non-vehicular users.

Funding: The construction of the bridge is being performed in conjunction with the installation of a new levee to protect the Swope Park Industrial area by the Corps of Engineers and is funded by designated GO Bond Question 2 – Flood Control dollars. The completion of the bridge allows the City to complete their commitment to the Corps to provide alternative access in order to finish an existing gap in the levee.

Solicitation / Bid Opening: The construction contract was advertised in accordance with the City’s requirements. A public bid opening was held on March 13, 2023 and three (3) companies submitted bids for the contract.

Awardee: Radmacher Brothers Excavating, Inc. was selected as the lowest, best, and responsible bidder after evaluation of the bidding documents by the City stall.

Fiscal Impact

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

2. What is the funding source?

GO Bond Question 2 – Flood Control

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

This contract expends funds currently in the project account



City of Kansas City, Missouri

Docket Memo

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

No future fiscal year impacts. Bridge will require maintenance.

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

No new revenue. The RR company is providing funds to eliminate the at-grade crossing.

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

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?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-



City of Kansas City, Missouri

Docket Memo

Prior Legislation

Click or tap here to list prior related ordinances/resolutions.

Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

Other Impacts

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

Not applicable

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

Not applicable

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

The construction contract includes the planting of trees along the corridor, installation of LED street lights, and provides additional options for multimodal transportation through the sidewalks.

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

Yes, the project was bid utilizing the City's standard contract central template which include goals set by the manual published by the Civil Rights and Equal Opportunity Department (CREO). The project included ten percent (10%) MBE and ten percent (10%) WBE participation goals as approved by the CREO Department staff prior to advertisement.

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")?

Yes



File #: 230318

ORDINANCE NO. 230318

Sponsor: Director of Public Works Department

Authorizing Amendment No. 2 in the amount of \$340,610.00 for inspection services with Olsson Associates for the Swope Park Industrial Flyover Bridge project for a total contract amount of \$766,515.40; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the City entered into an Indefinite Delivery Indefinite Quantity (IDIQ) contract with Olsson Associates to provide inspection services for construction projects with the initial term beginning on September 1, 2017 and includes contract renewal option for four additional one-year terms; and

WHEREAS, the Director of Public Works authorized the design professional services agreement with Olsson Associates for inspection services for the 155th Street project in the amount of \$174,348.00 encumbered under the IDIQ contract;

WHEREAS, on January 30, 2020, Council passed Ordinance No. 200036 approving Olsson Associates for inspection services for the Kenneth Road Bridge project in the amount of \$251,557.40 encumbered under the IDIQ contract; NOW, THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to execute Amendment No. 2 to a contract with Olsson Associates for inspection services on the Swope Park Industrial Flyover Bridge project in the amount of \$340,610.00 for a total contract amount of \$766,515.40 from the funds previously appropriated to account number AL-3623-898054-B-89005580. A copy of the agreement is on file in the Public Works Department.

Section 2. 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:

Dustin E. Johnson
Assistant City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Public Works

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

Authorizing Amendment No. 2 in the amount of \$340,610.00 for inspection services with Olsson Associates for the Swope Park Industrial Flyover Bridge project for a total contract amount of \$766,515.40; and recognizing this ordinance as having an accelerated effective date.

Discussion

Authorizing the Director of Public Works to execute a contract amendment to increase the contract amount by \$340,610.00 for inspection services with Olsson Associates for the Swope Park Industrial Flyover Bridge. This will provide for consultant inspection services to supplement the City’s forces for the construction contract that is being approved by a companion ordinance.

Fiscal Impact

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

2. What is the funding source?

GO Bond Question 2 – Flood Control

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

Ordinance spends money currently in the project account

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



City of Kansas City, Missouri

Docket Memo

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

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?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-
-

Prior Legislation

200036

Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.



City of Kansas City, Missouri

Docket Memo

Other Impacts

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

Not applicable

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

Not applicable

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

This contract amendment helps ensure that the sustainable elements included with the bridge construction are provided for the City as promised.

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

Yes

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")?

Yes



File #: 230319

ORDINANCE NO. 230319

Sponsor: City Manager

Authorizing the City Manager to enter into a Funding Agreement with the Planned Industrial Expansion Authority of Kansas City, Missouri for the demolition of the Weld Wheel building.

WHEREAS, Council previously approved Ordinance No. 48681, declaring the area generally encompassed by the Missouri River to 25th Street, State Line to the Bluffs (the “Plan Area”) blighted; and

WHEREAS, on April 7, 1978, Council approved Ordinance No. 48892, approving the Planned Industrial Expansion Authority (“PIEA”) Central Industrial Development Project Plan for the Plan Area; and

WHEREAS, On June 30, 2022, Council passed Ordinance No. 220555 rezoning an area of approximately 21.85 acres generally located in the Plan Area to a District UR; and

WHEREAS, On November 10, 2022, the Council passed Committee Substitute for Ordinance No. 220977 appropriating \$2,600,000.00 from the Unappropriated Fund Balance of the General Fund for building demolition; and

WHEREAS, On December 15, 2022, the Council, by passage of Ordinance No. 221064, approved the Predevelopment Agreement with West Bottoms – Propco Master, LLC, which was executed by the parties on January 12, 2023; and

WHEREAS, the Predevelopment Agreement provided that the City would assist in blight remediation and demolition of the Weld Wheel Building, located at Block B, Lot 1 and Lot 2 in the Plan Area; and

WHEREAS, the City wishes to enter into an Agreement with the PIEA to provide the funding for the demolition of the Weld Wheel Building and execute a funding agreement therefor; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is authorized to execute the Funding Agreement with the PIEA for the demolition of the Weld Wheel Building. A copy of the Funding Agreement in substantial form is attached hereto and on file in the City Manager’s Office.

..end

Approved as to form:

Emalea Black
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Please Select

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

Authorizing the City Manager to enter into a Funding Agreement with the Planned Industrial Expansion Authority of Kansas City, Missouri for the demolition of the Weld Wheel building.

Discussion

Ordinance 220977 appropriated \$2.6 million from the unappropriated Fund Balance of the General Fund for building demolition and is currently appropriated in the amended budget. A predevelopment agreement passed via ordinance 221064 provided that the City would assist in blight remediation and demolition of the Weld Wheel Building located at Block B, Lot 1 and Lot 2 in the Plan Area

Fiscal Impact

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

2. What is the funding source?

23-1000-572432-B

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

These funds have already been appropriated in the current fiscal year and will not affect the current General fund Balance

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

This is a one-time cost

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

This legislation assists in blight remediation which could increase future tax revenue.



City of Kansas City, Missouri

Docket Memo

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

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?

Housing and Healthy Communities (Press tab after selecting.)

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

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City’s most vulnerable population
- Utilize planning approaches to improve the City’s neighborhoods

Prior Legislation

Ordinances 48681, 48892, 220555, 220977, 221064

Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

City of Kansas City, Missouri



Docket Memo

Other Impacts

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

Reduced blight will positively affect all residents

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

Click or tap here to enter text.

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

Reduced blight contributes can contribute to climate sustainability, reduced crime, and economic sustainability.

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

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")?

Click or tap here to enter text.



File #: 220864

ORDINANCE NO. 220864

Sponsor: Director of General Services

Declaring certain real property generally located at 1200 and 1210 Broadway, Kansas City, Missouri, surplus to the City's needs; authorizing the Director of General Services to offer the sale of the City's interest in this 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.

WHEREAS, all City departments have been notified and this property is not needed by the City and no interest has been expressed in retaining the land for future public use; and

WHEREAS, the City owns rights in certain real property generally located at 1200 and 1210 Broadway, Kansas City, Jackson County, Missouri; and

WHEREAS, all existing easements, right of way, and/or any other encumbrances affecting the real property, shall remain in effect as set forth in the Quitclaim Deed executed as a part of the subsequent transfer; NOW, THEREFORE,

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 currently offer for sale in accord with City regulations, and make available through an open and public competition, with such conditions determined appropriate by the Director of General Services, the City's rights in the property located at 1200 and 1210 Broadway, Kansas City, Jackson County, Missouri, legally described as follows:

TRACT 1: Lots 1, 2, 3, 4, and 5, Block 1, Broadway Addition, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof.

TRACT 2: All that part of Block 1, Lykins Place addition, a subdivision and part of 5 foot strip "left for alley" in Broadway Addition, a subdivision 'all in Kansas City, Jackson County, Missouri, described as follows: Beginning at a point in the south line of 12th Street, as now established, 155 feet west of the northeast corner

of Lot 1, Block 1, of said Broadway Addition; thence south 127 feet 10 inches; thence east 35 feet to the east line of said strip "left for alley"; thence north along said east line 127 feet 10 inches to the south line of said 12th Street; thence west along said south line to the point of beginning.

TRACT 3: Lot 6, and the north 13 feet 3 inches of Lot 7, Block 1, Broadway Addition, a subdivision in Kansas City, Jackson County, Missouri; also that part of Block 1, Lykins Place Addition to the City of Kansas, a subdivision in Kansas City, Jackson County, Missouri, and all that part of a 5 foot strip of land lying west of and adjacent to the west line of said Block I, Broadway Addition, all being more particularly described as follows: Beginning at a point 120 feet west of the northeast corner of said Lot 6, Block I, Broadway Addition, thence west 35 feet; thence south 36 feet 6 inches; thence east 35 feet; thence north to the point of beginning.

TRACT 4: The south 10.75 feet of Lot 7, Lot 8, and the north 7.75 feet of Lot 9, Block 1, Broadway Addition, a subdivision in Kansas City, Jackson County, Missouri; also that part of Lot 10, Aldine Place, a subdivision of land, that part of Block 1, Lykins Place addition to the City of Kansas, a subdivision in Kansas City, Jackson County, Missouri, and that part of a 5 foot strip of land lying west of and adjacent to the west line of said Block 1, Broadway Addition, all being more particularly described as follows: Beginning at a point that is 120 feet west of a point located 7.5 feet south of the southeast corner of Lot 8 of Block 1 of Broadway Addition, thence west 60 feet to the west line of said Lot 10, Aldine Place; thence north with the west line of said Lot 10, Aldine Place, to the north line of said Lot 10; thence east with the north line of said Lot 10, Aldine Place, to the west line of Block 1 of Lykins Place Addition; thence north with the west line of Block 1 of Lykins Place Addition, to a point located on the said west line of Block 1 of Lykins Place Addition, located 164 feet 4 inches south of the south line of 12th Street, as now established; thence east to a point on the west line of said Lot 7, Block 1, Broadway Addition which is 10.75 feet north of the southwest corner of said Lot 7, Block 1, Broadway Addition; thence south to the point of beginning.

TRACT 5: Lot 9, except the north 7.75 feet thereof, and all of Lots 10 through 13, inclusive, Block 1, Broadway Addition to Kansas City (hereinafter referred to and more commonly known as Broadway Addition), a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof; also, all that part of Lot 10, Aldine Place, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof, which lies south of the westerly projection of a line lying 7.5 feet south of and parallel to the north line of said Lot 9, Block 1, Broadway Addition; also, all that part of the 5 foot wide strip of land "left for alley" in said Broadway Addition, and all that part of Block 1, Lykins Place Addition, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof, which lie north of the westerly projection of the south line of said Lot 11, Block 1 Broadway Addition, and east of the east

line of said Lot 10, Aldine Place, and south of the westerly projection of a line lying 7.75 feet south of, and parallel to, the north line of said Lot 9, Block 1, Broadway Addition, and west of the west line, projected north and south, of Lot 10, Block 1 of said Broadway Addition

Collectively, the Tracts 1-5, are referred to as "Property."

Subject to building lines, easements, reservation, restrictions, covenants and conditions of record.

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 or Quitclaim Deed as necessary.

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
Associate City Attorney

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		
	Cost of Legislation current Fiscal Year		
	Costs in Future Fiscal Years?		
	Annual Revenue Increase/Decrease		
	Applicable Dates:		
Prepared by:			
Date Prepared:			
Reviewed by:			
Date Reviewed			
Reference Numbers			
Citywide Business Plan Goal			
Citywide Business Plan Objective			
Citywide Business Plan Strategy			



File #: 230260

ORDINANCE NO. 230260

Sponsor: City Manager

Repealing Ordinance No. 220694; authorizing the City Manager to execute the replacement Second Amendment to the Restated Lease and Acquisition Agreement with Block 66, LLC; and directing the City Manager to execute Special Warranty Deeds and such ancillary documents in connection with conveying real property in the East Village area to Block 66, LLC.

WHEREAS, in 2004, the Council approved the General Development Plan for the East Downtown Planning Area via Ordinance No. 040180, declaring the area to be a blighted, insanitary, or undeveloped industrial area and its redevelopment necessary; and

WHEREAS, in 2005, the Planned Industrial Expansion Authority of Kansas City, Missouri (“PIEA”) issued a request for proposals for the acquisition and redevelopment of several parcels in the East Downtown Planning Area, including the properties that would become known as Blocks 49, 66, and 82 of the East Village Planning Area; and

WHEREAS, in 2006, the Council accepted recommendations of the Tax Increment Financing (“TIF”) Commission as to the East Village Tax Increment Financing Plan, approving the East Village Tax Increment Financing Plan and designating a Redevelopment Area via Ordinance No. 060455; and

WHEREAS, in 2006, the TIF Commission issued a request for proposals for the acquisition and development of the expanded East Village Area, including parcels that would become known as Blocks 49, 66, 82, 99, and 100 of the East Village Planning Area; and

WHEREAS, on January 19, 2006, via Committee Substitute for Ordinance No. 060037, Council authorized the City Manager to execute a Memorandum of Understanding (the “MOU”) with J.E. Dunn and East Village, LLC, of which Swope Community Builders was a member, for extensive development of the East Village Planning Area (formerly designated the “East Loop”); and

WHEREAS, the MOU also provided for the acquisition and development of Lots 49, 66, 82, 99, and 100 of the East Village Planning Area; and

WHEREAS, pursuant to the MOU the City then acquired of Lots 49, 66, 82, and 100 of the East Village Planning Area for the acquisition and redevelopment by East Village, LLC; and

WHEREAS, Council passed Ordinance No. 100588 on July 29, 2010, authorizing the execution of a Funding and Acquisition Agreement with the PIEA, TIF Commission, East Village, LLC, Swope Community Builder, and GF Properties Group, LLC, which affirmed, in part, and modified, in part, the expectations and obligations related to Blocks 49, 66, 82, 99, and 100 of the East Village Planning Area; and

WHEREAS, the City and Swope Community Builders executed that certain Restated Lease and Acquisition Agreement (the "Agreement") on or about April 28, 2017, pursuant to Ordinance No. 170218, for the purpose of providing for the assemblage, acquisition, and redevelopment of specific parcels within the East Village Planning Area, including Blocks 49, 66, 82, 99, and 100; and

WHEREAS, Swope Community Builders subsequently assigned its interests under the Agreement to Block 66, LLC, with the City's consent; and

WHEREAS, the parties entered into the First Amendment to the Restated Lease and Acquisition Agreement ("First Amendment") on November 13, 2017; and

WHEREAS, on September 15, 2022, the Council passed Ordinance No. 220694, which authorized the City Manager to enter into a Second Amendment to the Restated Lease and Acquisition Agreement with Block 66, LLC; and

WHEREAS, the parties then determined that additional changes were necessary in order to finalize the Second Amendment to Restated Lease and Acquisition Agreement and convey Blocks 49, 66, 82, 99, and 100 to Block 66, LLC; and

WHEREAS, the parties now wish to provide certain modifications to adjust the mechanism for the City's contribution, specify the properties to be conveyed to Block 66, LLC, and authorize the conveyance; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Ordinance No. 220694 is hereby repealed.

Section 2. That the City Manager is authorized to execute the Second Amendment to the Restated Lease and Acquisition Agreement for the purposes recited herein (the "Second Amendment"). A copy of the Second Amendment in substantial form is attached hereto.

Section 3. That the City Manager is authorized to execute Special Warranty Deeds and such other closing documents as may be reasonably necessary or desired in connection with any exercise by Block 66, LLC of the purchase option(s) in the Restated Lease and Acquisition Agreement (as amended by the First and Second Amendment) covering the following parcels:

Lot C and the East 9 feet of Lot B, Resurvey of Lots 4, 5, 6, 7, 8 and 9, Block 2, M.M. Evans 1st Addition, a subdivision in Kansas City, Jackson County, Missouri, together with the South ½ of the vacated alley lying North of and adjacent thereto.

Lots 97 thru 101, both inclusive, and the vacated alley lying East of and adjoining said premises, Block 22, Continuation of Smart's Addition No. 3, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof; and

Lots 7 thru 15, both inclusive, and the vacated South 5.25 feet of 9th Street, lying North of and adjoining said premises, Block 5, Peery Place, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof; and

Lots 102 thru 104, both inclusive, and the vacated alley lying East of and adjoining said premises, Block 22, Continuation of Smart's Addition No. 3, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof; and

Lots 1 thru 6, both inclusive, Block 5, PEERY PLACE, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof.

The South 24 feet of Lot 45 and the North 24 feet of Lot 46, Block 17, Smart's Addition No. 3, sometimes known and designated as Smart's 3rd or as Smart's Third Addition, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof; and

The South 24 feet of Lot 46 and all of Lots 47 and 48, Block 17, Smart's Addition No. 3, sometimes known and designated as Smart's 3rd or as Smart's Third Addition, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof.

All of Block 24, Continuation of Smart's Addition No. 3 and all of Block 13, Peery Place, both subdivisions in Kansas City, Jackson County, Missouri, together with the vacated North-South alley East of and adjoining said Block 24 and West of and adjoining said Block 13, and the vacated East-West alley South of and adjoining Lot 70, Block 24, except that part now in 12th Street.

Section 4. That the City Manager is authorized to execute Special Warranty Deeds and such other closing documents as may be reasonably necessary or desired in connection with any exercise by Block 66, LLC of the purchase option in the Restated Lease and Acquisition Agreement (as amended by the First Amendment and Second Amendment) covering the following parcels, provided that the conditions provided in the Second Amendment are met:

Lots 53, 54, 55 and 56, Block 18, Smart's Addition No. 3, sometimes known and designated as Smart's 3rd or as Smart's Third Addition, a subdivision in Kansas City, Jackson County, Missouri, according to the recorded plat thereof, together with all that part of the west ½ of vacated alley lying east of and adjacent to, as vacated by Ordinance No. 47741 recorded June 6, 1977, as Document No. K-329507 in Book K-758, Page 836, except that part now in 12th Street.

..end

Approved as to form:

Emalea Black
Associate City Attorney

City of Kansas City, Missouri



Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Mayor/Council's Office

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

Repealing Ordinance No. 220694; authorizing the City Manager to execute the replacement Second Amendment to the Restated Lease and Acquisition Agreement with Block 66, LLC; and directing the City Manager to execute Special Warranty Deeds and such ancillary documents in connection with conveying real property in the East Village area to Block 66, LLC.

Discussion

These changes provide modifications to adjust the mechanism for the City's contribution, specifically the properties to be conveyed to Block 66, LLC. This legislation does not have a fiscal impact.

Fiscal Impact

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



City of Kansas City, Missouri

Docket Memo

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

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?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-
-

Prior Legislation

Ordinance No. 220694, 060455, 060037, 170218,

Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

City of Kansas City, Missouri

Docket Memo



Other Impacts

1. What will be the potential health impacts to any affected groups?
N/A
2. How have those groups been engaged and involved in the development of this ordinance?
N/A
3. How does this legislation contribute to a sustainable Kansas City?
N/A
4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?
N/A
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")?
N/A



File #: 230265

ORDINANCE NO. 230265

Sponsor: City Manager

Authorizing the City Manager to negotiate and execute a sale and development agreement in accordance with the terms described herein with Kansas City Southern and Americo for the sale and development of the City-owned properties located at 1200 and 1210 Broadway Boulevard.

WHEREAS, the City of Kansas City, Missouri owns the parcels of real property located at 1200 and 1210 Broadway Boulevard in Kansas City, Jackson County, Missouri (the “Properties”); and

WHEREAS, the City issued a public Request for Proposals (“RFP”) on September 9, 2022, soliciting proposals for the purchase and development of the Properties; and

WHEREAS, the City received three responses to the RFP; and

WHEREAS, the City’s selection committee reviewed all proposals submitted in response to the RFP and recommended the proposal submitted by Kansas City Southern and Americo (“Co-Developers”); and

WHEREAS, the City and the Co-Developers wish to enter into a sale and development agreement to allow for the redevelopment of the Properties, which shall incorporate certain terms described herein; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Selection Committee’s recommendation to accept the proposal submitted by Kansas City Southern and Americo (“Co-Developers”) for the sale and redevelopment of the properties located at 1200 and 1210 Broadway Boulevard in Kansas City, Jackson County, Missouri, is hereby accepted.

Section 2. That the City Manager or designee is hereby authorized to negotiate and execute a sale and development agreement with the Co-Developers, or their affiliates, substantially in accordance with the following Term Sheet outlined in Exhibit A, attached hereto and incorporated herein, and to execute such amendments from time to time as he may deem advisable and are consistent with the objectives of this ordinance.

..end

Approved as to form:

Abigail Judah
Assistant City Attorney

City of Kansas City, Missouri



Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Mayor/Council's Office

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

Authorizing the City Manager to negotiate and execute a sale and development agreement in accordance with the terms described herein with Kansas City Southern and Americo for the sale and development of the City-owned properties located at 1200 and 1210 Broadway Boulevard.

Discussion

The fiscal impact of this legislation is indeterminable at this time.

Fiscal Impact

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

2. What is the funding source?

N/A

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

N/A

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

N/A

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

N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

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

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?

Infrastructure and Accessibility (Press tab after selecting.)

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

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-
-

Prior Legislation

Click or tap here to list prior related ordinances/resolutions.

Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

Other Impacts

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

City of Kansas City, Missouri



Docket Memo

N/A

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

N/A

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

N/A

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

N/A

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")?

N/A