



Agenda - Final

Finance, Governance and Public Safety Committee

Wednesday, August 24, 2022

10:30 AM

26th Floor, Council Chamber

PUBLIC OBSERVANCE OF MEETINGS

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

Any closed session may be held via teleconference.

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

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

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

[220709](#)

Approving and authorizing settlement of a claim for a Workers' Compensation benefit filed by Michael Knudsen, Injury No. 18-082596, for injuries resulting from an accident on October 10, 2018, while employed by the City.

Attachments: [fact sheet-knudsen](#)
[fiscal note-knudsen wc](#)

Parks-Shaw

[220721](#)

Amending Chapter 50, Code of Ordinances, by adding a new Section 50-129 to prohibit the unlawful possession of a used catalytic converter.

Attachments: [Fact Sheet 220721](#)

[220727](#)

Authorizing the Director of Finance to accept a proposal of Banc of America Public Capital Corp. ("BAPCC") to finance the acquisition of twelve ambulances and various fleet vehicles and equipment for the Fire Department ("Project"); estimating revenue and appropriating \$7,500,143.00 in Fund No. 3230, the Equipment Lease Capital Acquisition Fund; authorizing the execution of any and all documents and agreements necessary for the financing; designating requisitioning authorities; authorizing the Director of Finance to close project accounts upon completion; approving lease counsel; and declaring the intent of the City to reimburse itself from the lease purchase proceeds for certain expenditures.

Attachments: [Fact Sheet FY22 \(2\)](#)
[Fire Ambulance & Vehicles Accounting Forms](#)
[Fiscal Note](#)

220731 Accepting \$15,000.00 from the National League of Cities' City Inclusive Entrepreneurship Program to help underrepresented entrepreneurs achieve greater economic mobility; estimating revenue and appropriating the amount of \$15,000.00 in the General Grants Fund; establishing requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

Attachments: [No Fact Sheet for 220731](#)

220705 Calling for submission to the voters of Kansas City, at an election to be held on November 8, 2022, a question to remove two tracts of land totaling approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between N.W. Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway; directing the City Clerk to notify the responsible election authorities of the election no later than August 30, 2022; and recognizing this ordinance with an accelerated effective date.

Attachments: [Tiffany Springs Parkway Fact Sheet 2022](#)
[Tiffany Springs Parkway Fiscal Note 2022](#)
[August 9 2022 TIFFANYSRINGS PARKWAY RESOLUTION](#)
[Tiffany Springs Parkway - Resolution](#)

HELD IN COMMITTEE

220609 Waiving Section 2-1105(e) of the City's Code of Ordinances and authorizing an amendment to the Collective Bargaining Agreement with Local 500 of the American Federation of State, County and Municipal Employees, AFL- CIO, to provide for payment of a salary to certain designated representatives.

Attachments: [220609 nO fACT sHEET](#)
[Fiscal Note - 220609](#)
[First Amendment to CBA 7.12 8.2](#)

ADDITIONAL BUSINESS

1. Park Ranger Discussion
2. Priority-Based Budgeting implementation plan pursuant to Committee Substitute for Resolution No. 220394

3 . There may be an additional general discussion regarding current Finance, Governance, and Public Safety Committee issues.

4 . Those who wish to comment on proposed ordinances can provide 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

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 the auditor

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.

For more information, please contact the City Clerk's Office at 816.513.6401.

Adjournment



File #: 220709

ORDINANCE NO. 220709

Approving and authorizing settlement of a claim for a Workers' Compensation benefit filed by Michael Knudsen, Injury No. 18-082596, for injuries resulting from an accident on October 10, 2018, while employed by the City.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That settlement of the claim of Michael Knudsen for Workers' Compensation benefits against the City of Kansas City, Missouri, for any and all injuries resulting from an accident while employed by the City, as more fully set forth and subject of a formal claim, Injury No. 18-082596, presently pending before the Division of Workers' Compensation of the State of Missouri, by payment to Michael Knudsen of the sum of \$86,260.96, as recommended by the City Attorney and Risk Management Committee, is hereby approved.

Section 2. That the City Attorney is hereby authorized to pay the sum of \$86,260.96, in settlement of said claim from funds heretofore appropriated in Account No. 23-7020-071402-610400.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form and legality:

Ann K. Booton
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?	
Citywide Business Plan Goal		Annual Revenue Increase/Decrease	
Citywide Business Plan Objective		Applicable Dates:	
		Prepared by:	
		Date Prepared:	
Citywide Business Plan Strategy		Reviewed by:	
		Date Reviewed	
		Reference Numbers	



File #: 220721

ORDINANCE NO. 220721

Amending Chapter 50, Code of Ordinances, by adding a new Section 50-129 to prohibit the unlawful possession of a used catalytic converter.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 50, Code of Ordinances of the City of Kansas City, Missouri, is hereby amended by adding a new Section 50-129 to prohibit the unlawful possession of a used catalytic converter, to read as follows:

Sec. 50-129. Unlawful possession of a catalytic converter.

(a) A person commits the ordinance violation of unlawful possession of a used catalytic converter if he or she knowingly possesses a used catalytic converter that is not attached to a vehicle unless the person has valid documentation or other proof to verify they are in lawful possession of the catalytic converter.

(b) For purposes of this section, a "catalytic converter", shall be defined as a device designed for use in a vehicle for purposes of chemically converting harmful exhaust gases, produced by the internal combustion engine, into harmless carbon dioxide and water vapor.

(c) Any person violating this section shall, upon conviction, be punished by a fine of not more than \$1,000.00, or by imprisonment for a period not to exceed six months, or by both such fine and imprisonment.

(d) No person shall be prosecuted under this ordinance if they are a licensed scrap metal dealer acting in compliance with scrap metal regulations established by the City of Kansas City and the State of Missouri.

..end

Approved as to form and legality:

Alan Holtkamp
Senior Associate City Attorney

GENERAL

Ordinance Fact Sheet

220721

Ordinance Number

Brief Title:

Amending Chapter 50,
Code of Ordinances, by
adding a new Section 50-129
to prohibit the unlawful possession
of a used catalytic converter.

Approval Deadline:

Reason:

Details

Positions / Recommendations

<p>Reason for Legislation To prohibit the unlawful possession of used catalytic converters.</p>	<p>Sponsor(s) Councilmember Ryana Parks-Shaw</p>	
	<p>Programs, Departments, or Groups Affected City Prosecutor’s Office and the Kansas City Police Department</p>	
	<p>Applicants/Proponents</p>	<p>Applicant City Department Other</p>
	<p>Opponents</p>	<p>Groups or Individuals Basis of Opposition</p>
<p>Discussion <i>(including relationship to other Council actions)</i> The purpose of this legislation is to increase the ability of the City to reduce catalytic converter thefts and improve enforcement.</p>	<p>Staff Recommendation _ For _ Against Reasons Against:</p>	

	Board or Commission Recommendation	<input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For, with revisions or conditions
	Council Committee Action	<input type="checkbox"/> Do Pass <input type="checkbox"/> Do Pass (as amended) <input type="checkbox"/> Committee Substitute <input type="checkbox"/> No Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do Not Pass

Details

Policy / Program Impact

<p><u>Is it good for the children?</u> Yes.</p> <p><u>How will this contribute to a sustainable Kansas City?</u> This legislation is not intended to address the issue of sustainability.</p>	Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
	Operational Impact Assessment	
	Finances	
	Cost and Revenue Projections	Cost of Legislation Increase/Decrease in Revenue Expected Annually
	Fund Sources	

Applicable Dates:

Fact Sheet Prepared By:

Alan L. Holtkamp, Assistant City Attorney

Reviewed By:

Reference Numbers



File #: 220727

ORDINANCE NO. 220727

Authorizing the Director of Finance to accept a proposal of Banc of America Public Capital Corp. ("BAPCC") to finance the acquisition of twelve ambulances and various fleet vehicles and equipment for the Fire Department ("Project"); estimating revenue and appropriating \$7,500,143.00 in Fund No. 3230, the Equipment Lease Capital Acquisition Fund; authorizing the execution of any and all documents and agreements necessary for the financing; designating requisitioning authorities; authorizing the Director of Finance to close project accounts upon completion; approving lease counsel; and declaring the intent of the City to reimburse itself from the lease purchase proceeds for certain expenditures.

WHEREAS, on June 2, 2020, the voters approved a one quarter cent (1/4 cent) increase in the Fire Sales Tax, raising the tax from 1/4 cent to one-half cent (1/2 cent) for the purpose of meeting the capital needs of the Fire Department. The Fire Department has determined that the replacement of the current fleet of Ambulances is of high priority; and

WHEREAS, the Fire Department plans on replacing twelve ambulances in its current fleet on an annual basis, thus establishing a fleet lifecycle of sixty ambulances over five years. The first twelve ambulances replaced were those with the highest mileage and that contained the most outdated equipment; and

WHEREAS, the City financed the purchase of twelve ambulances pursuant to Ordinance No. 200499 passed by City Council on July 9, 2020 and twelve ambulances pursuant to Ordinance No. 210534 passed by City Council on June 24, 2021; and

WHEREAS, the City desires to finance the third purchase cycle of twelve ambulances through Conrad to replace the current ambulance fleet; and

WHEREAS, the Fire Department's Inspection and Investigation Division needs to replace a portion of its current fleet due to high mileage and age in excess of 17 years to provide the resources for Fire Prevention and Protection to comply with the Code of Ordinances Chapter 26; and

WHEREAS, the Fire Department will make the purchases through the Mid America Council of Public Purchasing (MACPP) cooperative purchasing contracts, vehicle bid system; and

WHEREAS, the Fire Department is following the City's requirement for all municipal fleet vehicles to be zero emission battery electric vehicles (BEVs) where the suitable option exists.

The option presents itself with the purchase of 51 cars, trucks, and vans along with the infrastructure of 6 charging stations, portable generator, and the installation of 49 220v electrical outlets for electric car chargers along with one (1) Hazmat Support Vehicle and Fuel Truck; and

WHEREAS, the cost of acquisition and implementation of the Project is expected to be financed under the Master Lease Purchase Agreement ("Lease") with BAPCC by up to two (2) draws upon the Lease; and

WHEREAS, the payment of scheduled debt service payments on the draws made under the Lease will be made by annual appropriation of monies from the City's General Municipal Revenues over a successive five (5) year period with the Fire Capital Sales Tax being the primary source of repayment; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Finance is authorized to accept the proposal of BAPCC for the financing of the Project through up to two draws upon the Lease in an approximate principal amount not to exceed \$7,500,143.00.

Section 2. That the Director of Finance is authorized to execute, deliver and file in the name of the City, the Lease and any and all documents and agreements necessary to complete such financing.

Section 3. That the revenue in the following account of the Equipment Lease Capital Acquisition Fund is hereby estimated in the following amount:

AL-3230-120000-583000	Lease Proceeds	\$7,500,143.00
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Section 4. That the sum of \$7,500,143.00 is hereby appropriated from the Unappropriated Fund Balance of the Equipment Lease Capital Acquisition Fund to the following accounts:

AL-3230-237701-E- 23FAMB22	Ambulances	\$4,072,588.00
AL-3230-237701-E- 23VEHCL PRCH	Fire Fleet Vehicles	3,414,555.00
AL-3230-129620-G	Cost of Issuance	<u>13,000.00</u>
	TOTAL	\$7,500,143.00

Section 5. That the Chief of the Fire Department is hereby designated as requisitioning authority for Account No. AL-3230-237701; and that the Director of Finance is hereby designated as requisitioning authority for Account No. AL-3230- 129620.

Section 6. That the Director of Finance is hereby authorized to close project accounts, encumbrances and retainage related to the accounts in Section 4, and return the unspent portion to the Fund Balance from which it came upon the earliest of: (i) Project's completion; (ii) final maturity of financing or (iii) five years after issuance.

Section 7. That the City approves Kutak Rock LLP to serve as Lease Counsel for the City

in connection with the financing of the Project.

Section 8. That the City hereby declares its official intent to reimburse itself for certain expenditures made within sixty (60) days prior to or on and after the date of this ordinance with respect to the Project with the proceeds of the lease expected to be drawn from the Lease. The maximum principal of amount of lease proceeds for the Project expected to be financed under the Lease is \$7,500,143.00. This constitutes a declaration of official intent under Treasury Regulation Section 1.150-2.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form and legality:

Katherine Chandler
Assistant 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	
Citywide Business Plan Goal	Staff Recommendation		
Citywide Business Plan Objective	Board or Commission Recommendation		
		Future Impacts Cost of Legislation current Fiscal Year	
Citywide Business Plan Strategy			
	Costs in Future Fiscal Years?		
	Annual Revenue Increase/Decrease		
	Applicable Dates:		
	Prepared by:		
	Date Prepared:		
	Reviewed by:		
	Date Reviewed		
	Reference Numbers		

LEGISLATIVE FISCAL NOTE	LEGISLATION NUMBER:	220727
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LEGISLATION IN BRIEF:

Authorizing the lease purchase financing transaction for the acquisition of twelve ambulance vehicles and various fleet vehicles and equipment for the Fire Department, estimating revenue and appropriating \$7,500,143.00 in Fund No. 3230, designating requisitioning authorities, and declaring the intent of the City to reimburse itself from the lease purchase proceeds for certain expenditures.

What is the purpose of this legislation? OPERATIONAL

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

Does this legislation spend money? YES Yes/No

See Sections 01, 02 and 03 for sources of funding

Does this legislation estimate new Revenues? YES Yes/No

See Section 02 for new revenue estimates

Does this Legislation Increase Appropriations? YES Yes/No

See Section 03 for increases in appropriations

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

Section 00: Notes:

The Fire Department plans on replacing twelve ambulances in its current fleet on an annual basis, thus establishing a fleet lifecycle of sixty ambulances over five years. This is the third purchase of twelve ambulances to be replaced and include those with the highest mileage and that contain the most outdated equipment in order to comply and maintain existing service at operational levels. The Fire Department's Inspection and Investigation Division needs to replace a portion of its current fleet due to high mileage and age in excess of 17 years to provide the resources for Fire Prevention and Protection to comply with Code of Ordinances Chapter 26.

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

FINANCIAL IMPACT OF LEGISLATION

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

FUND	DEPTID	ACCOUNT	PROJECT	FY 22-23 BUD	FY 23-24 BUD

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

FUND	DEPTID	ACCOUNT	PROJECT	FY 22-23 BUD	FY 23-24 BUD
3230	12000	583000		7,500,143.00	

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

FUND	DEPTID	ACCOUNT	PROJECT	FY 22-23 BUD	FY 23-24 BUD
3230	237701	634200	23FAMB22	4,072,588	
3230	237701	634200	23VEHCL PRCH	3,414,555	
3230	129620	743050		13,000	
NET IMPACT ON OPERATIONAL BUDGET				-	

RESERVE STATUS: **REVENUE SUPPORTED** -

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

FUND	FUND NAME	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	All Out years
2301	Fire Capital Sales Tax Fund	-						
3230	Equip Ls Capital Acquisition	7,500,143						
TOTAL REV		7,500,143	-	-	-	-	-	-

FUND	FUND NAME	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	All Out years
3230	Equip Ls Capital Acquisition	7,500,143						
2301	Fire Capital Sales Tax Fund		1,701,260	1,701,260	1,701,260	1,701,260	1,701,260	
TOTAL EXP		7,500,143	1,701,260	1,701,260	1,701,260	1,701,260	1,701,260	-

NET Per-YEAR IMPACT -

NET IMPACT (NINE YEARS) **(8,506,300.00)**

REVIEWED BY DATE 8/22/2022



File #: 220731

ORDINANCE NO. 220731

Accepting \$15,000.00 from the National League of Cities’ City Inclusive Entrepreneurship Program to help underrepresented entrepreneurs achieve greater economic mobility; estimating revenue and appropriating the amount of \$15,000.00 in the General Grants Fund; establishing requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the City of Kansas City, Missouri is committed to adopt policies, programs, and practices to give underrepresented entrepreneurs more opportunities for economic advancement; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is authorized to accept a \$15,000.00 grant from the National League of Cities to recruit women to serve on Kansas City boards and commissions.

Section 2. That the City Manager is authorized to execute a grant agreement with the National League of Cities to govern the administration of the grant. A copy of the grant agreement is on file in the City Manager’s Office and is approved in substantial form.

Section 3. That the revenue in the following account of the General Grants Fund is estimated in the following amount:

23-2580-010001-480451-G01NLC22	National League of Cities Grant	\$15,000.00
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Section 4. That \$15,000.00 is appropriated from the Unappropriated Fund Balance of the General Grants Fund as follows:

23-2580-015011-610120-G01NLC22	National League of Cities Grant	\$15,000.00
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Section 5. That the Mayor is designated as requisitioning authority for Account No. 23-2580-015011.

Section 6. That this ordinance is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(D) of the City Charter and shall take effect in accordance with Section 503, City Charter.

..end

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

Tammy L. Queen
Director of Finance

Approved as to form and legality:

Nelson Munoz
Deputy City Attorney

No
Fact
Sheet
Provided
For
Ordinance
220731



File #: 220705

ORDINANCE NO. 220705

Calling for submission to the voters of Kansas City, at an election to be held on November 8, 2022, a question to remove two tracts of land totaling approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between N.W. Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway; directing the City Clerk to notify the responsible election authorities of the election no later than August 30, 2022; and recognizing this ordinance with an accelerated effective date.

WHEREAS, the Parks Board has determined to remove two tracts of land totaling approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway for terms and consideration including accepting new right of way as the City may determine to be acceptable; and

WHEREAS, City Charter section 1004(b) reads: If any property is determined by the Board of Parks and Recreation Commissioners to be no longer necessary or appropriate for park, parkway, or boulevard use, such property may be removed from the park system by a vote of the people; and

WHEREAS, the Board of Parks and Recreation Commissioners on August 9, 2020 passed resolution number 31999 approving and recommending to the Council that these two tracts be removed from the park system; and

WHEREAS, if the voters approve the removal from the park system, any disposition by the City of these two tracts would be on an open and a public competition pursuant to City Charter Section 1210; and

WHEREAS, such removal of this parkland would only be to convey said property for such terms and consideration including accepting new right of way for the Tiffany Springs Parkway as the City may determine acceptable; and NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. ELECTION CALLED. That an election is called on November 8, 2022, for the purpose of submitting to the voters of Kansas City the question of removing property from the park system.

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

Should the City of Kansas City remove two tracts of land totaling approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway and authorize the City to convey said property for such terms and consideration including accepting new right of way as the City may determine acceptable.

Section 3. NOTICE OF ELECTION. 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 a special election to be held on Tuesday, November 8, 2022, between the hours of 6:00 a.m. and 7:00 p.m., at which election all qualified voters residing within 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
SPECIAL ELECTION, November 8, 2022

QUESTION NO. _____
(Park Property)

Should the City of Kansas City remove two tracts of land totally approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway and authorize the City to convey said property for such terms and consideration including accepting new right of way as the City may determine acceptable.

- YES
- NO

(Instructions to voters will be supplied by the election authorities.)

A full and complete copy of this ordinance (as it may be amended) submitting the above question to the electorate is on file in the office of the City Clerk of Kansas City, Missouri where the same 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, RSMo, as amended.

Given under my hand and the official seal of the Kansas City, Missouri, this ____ day of _____, 2022.

(SEAL)

MARILYN SANDERS
City Clerk of Kansas City, Missouri

Before me, a notary public, personally appeared Marilyn Sanders, to me known to be the City Clerk 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 4. 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, no later than August 30, 2022, which shall be the authority of each election authority of the City to submit the amendment to the electors of Kansas City and to give public notice as provided by law.

Section 5. PROPERTY REMOVED. Upon approval of the voters the following property shall be officially removed from the park system:

TRACT ONE: A tract of land 120.00 feet wide across the Southeast Quarter of Section 35, T52N, R34W of the 5th P.M., Kansas City, Platte County, Missouri, said tract being 60.00 feet in width on each side of the following described centerline: Commencing at the northeast corner of said Southeast Quarter; thence South 0 degree 29 minutes 52 seconds West (all bearings herein are referenced to the City of Kansas City, Missouri Independent Grid System) on the east line of said Southeast Quarter, 726.52 feet to the point of beginning; thence North 90 degrees 00 minute 00 second West, 100.00 feet to a point of curvature; thence southwesterly on a curve to the left (said curve having a radius of 1830.00 feet, chord bearing South 83 degrees 45 minutes 00 second West, chord distance 398.45 feet) an arc distance of 399.24 feet to a point of tangency; thence South 77 degrees 30 minutes 00 second West, 125.00 feet to a point of curvature; thence westerly on a curve to the right (said curve having a radius of 1130.00 feet, chord bearing North 90 degrees 00 minute 00 second West, chord distance 489.15 feet)

an arc distance of 493.06 feet to a point of tangency; thence North 77 degrees 30 minutes 00 second West, 500.00 feet to a point of curvature; thence continuing northwesterly on a curve to the left (said curve having a radius of 1130.00 feet, chord bearing North 87 degrees 30 minutes 00 second West, chord distance 392.44 feet) an arc distance of 394.44 feet to a point of tangency; thence South 82 degrees 30 minutes 00 second West, 125.00 feet to a point of curvature; thence continuing southwesterly on a curve to the right (said curve having a radius of 2800.00 feet, chord bearing South 86 degrees 15 minutes 00 second West, chord distance 366.26 feet) an arc distance of 366.52 feet to a point of tangency; thence North 90 degrees 00 minute 00 second West, 173 feet more or less to a point on the west line of said Southeast Quarter, said point being approximately 697 feet south of the northwest corner of said Southeast Quarter.

TRACT TWO: Part of the Southwest Quarter of Section 36, T52N, R34W of the 5th P.M., Kansas City, Platte County, Missouri, described as follows: Commencing at median centerline Station 575+60 of Interstate Highway #29 equal centerline Station 51+00 of Tiffany Springs Parkway; thence South 60 degrees 31 minutes 14 seconds West (all bearings herein are referenced to the City of Kansas City, Missouri Independent Grid System) on the centerline of said parkway, 610.00 feet to a point of curvature; thence continuing southwesterly on a 4 degree curve to the right of said centerline, 110.00 feet to a point on the westerly right-of-way line of Interstate Highway #29 and the point of beginning; thence North 25 degrees 04 minutes 46 seconds West on said westerly right-of-way line, 68.41 feet; thence southwesterly on a curve to the right (said curve having a radius of 1010.00 feet, initial tangent bearing South 62 degrees 46 minutes 12 seconds West, chord bearing South 86 degrees 23 minutes 06 seconds West, chord distance 809.19 feet) an arc distance of 832.56 feet to a point of tangency; thence North 70 degrees 00 minute 00 second West, 102.81 feet to a point of curvature; thence northwesterly on a curve to the left (said curve having a radius of 1790.00 feet chord bearing North 80 degrees 00 minute 00 second West, chord distance 621.66 feet) an arc distance of 624.83 feet to a point of tangency; thence North 90 degrees 00 minute 00 second west, 42.29 feet to a point on the west line of the Southwest Quarter of said Section 36, said point being South 0 degree 29 minutes 52 seconds west, 666.52 feet from the northwest corner of said Southwest Quarter; thence South 0 degree 29 minutes 52 seconds West on the west line of said Southwest Quarter, 120.00 feet; thence South 90 degrees 00 minute 00 second East, 43.33 feet to a point of curvature; thence southeasterly on a curve to the right (said curve having a radius of 1670.00 feet, chord bearing South 80 degrees 00 minute 00 second East, chord distance of 579.98 feet) an arc distance of 582.94 feet to a point of tangency; thence South 70 degrees 00 minute 00 second East, 102.81 feet to a point of curvature; thence northeasterly on a curve to the left (said curve having a radius of 1130.00 feet, chord bearing North 88 degrees 29 minutes 57 seconds East, chord distance 901.20 feet, an arc distance of 926.97 feet to the westerly right-of-way line of Interstate Highway #29; thence North 25 degrees 04 minutes 46 seconds West, on said right-of-way, 51.67 feet to the point of beginning.

Section 6. ACCELERATED EFFECTIVE DATE RECOGNIZED. This ordinance, providing for the submission of question to the people of Kansas City, Missouri, is hereby recognized to have an accelerated effective date within the meaning of Section 503(a)(3)(A) of the Charter, and as such shall take effect in accordance with Section 503.

..end

Approved as to form and legality:

Lana K. Torczon
Senior Associate City Attorney

GENERAL

Ordinance Fact Sheet

Ordinance Number

Brief Title

Tiffany Springs Parkway ROW

Approval Deadline

Reason

Removal of approximately 11.858 acres from Tiffany Springs Parkway ROW Park from the KCMO Parks System

Details

Reason for Legislation

Calling for submission to the voters of Kansas City, at a special election to be held on November 8, 2022, a question to remove certain City property within Tiffany Springs Parkway located between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway for terms and consideration including accepting new right of way as the City may determine to be acceptable; directing the City Clerk to notify the responsible election authorities of the election no later than August 30, 2022; and recognizing this ordinance with an accelerated effective date.

Discussion

Pursuant to City Charter Section 1004(b), the Board of Parks and Recreation Commissioners on August 9, 2022, approved ballot language for the removal of certain property from the park system in Resolution No. 31999 that would remove approximately 11.858 acres from the existing Tiffany Springs Parkway ROW.

If the voters approve the removal from the park system, any disposition by the City of these two tracts would be on open and a public competition pursuant to City Charter Section 1210.

Such removal of this parkland would only be to convey said property for such terms and consideration including accepting new right of way for the Tiffany Springs Parkway as the City may determine acceptable.

Project Justification

Modifications to the alignment between N Amity Road to NW Prairie View Road will not be adversely the connection Tiffany Springs Parkway.

Project Description

Remove from the park system property known as a portions of Tiffany Springs Parkway ROW containing approximately 11.858 acres generally located located between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway for terms and consideration including accepting new right of way as the City may determine to be acceptable

Positions/Recommendations

Sponsor	Parks and Recreation
Programs, Departments, or Groups Affected	Parks and Recreation
Applicants / Proponents	<p>Applicant</p> <p>City Department</p> <p>Other</p>
Opponents	<p>Groups or Individuals</p> <p>Basis of opposition</p>
Staff Recommendation	<p><input checked="" type="checkbox"/> For</p> <p><input type="checkbox"/> Against</p> <p>Reason Against</p>
Board or Commission Recommendation	<p>By Board of Parks and Recreation</p> <p><input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No action taken</p> <p><input type="checkbox"/> For, with revisions or conditions (see details column for conditions)</p>
Council Committee Actions	<p><input type="checkbox"/> Do pass</p> <p><input type="checkbox"/> Do pass (as amended)</p> <p><input type="checkbox"/> Committee Sub.</p> <p><input type="checkbox"/> Without Recommendation</p> <p><input type="checkbox"/> Hold</p> <p><input type="checkbox"/> Do not pass</p>

Details

Is it good for the children?
Yes.

How will this contribute to a sustainable Kansas City?

Policy/Program Impact

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

Finances

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

(Use this space for further discussion, if necessary)

Applicable Dates:

Fact Sheet Prepared by:

Name: Richard Allen Date: 8-11-22
Title: Park and Recreation Deputy Director

Reviewed by:

Name: Terrence Williams Date:
Title: Senior Analyst

Reference Numbers

OPERATING/PROGRAMMATIC

Legislative Fiscal Note

Ordinance Number

Ordinance Title (in Brief) Question to remove approximately 11.858 acres from City property within Tiffany Springs Parkway
ROW Park from KCMO Parks System.

Does this Legislation Estimate New or Additional Revenues to the City?

No

Yes

If yes, please identify in which Fund these revenues will be deposited (e.g. General, Sales Tax) and provide the following revenue information:

Revenue Detail	<u>FY 2022-2023</u>	<u>FY 2023-2024</u>
General Fund	\$ -	\$ -
Special Revenue	-	-
Enterprise	-	-
Total:	\$ -	\$ -

(Please detail type of revenue (fees, grants, tax) and change that will occur as a result of this legislation. Provide multi-year estimates if known or, if grant revenue, please identify source of funds (federal or state) and duration of grant support.)

No revenue is being generated by this ordinance.

Does this Legislation increase appropriations in the current budget?

No

Yes

If Yes, please complete the following budget information:

Expense Detail	<u>FY 2022-2023</u>	<u>FY 2023-2024</u>
General Fund	\$ -	\$ -
Special Revenue	-	-
Enterprise/Other	-	-
Total:	\$ -	\$ -

Please detail the extent to which these increased appropriations will be of a permanent nature (e.g. number of additional staff, facilities, long-term contracts)

Does this Legislation expand the scope of current city services?

No

Yes

(Please detail estimated number of people to be served, who is currently delivering services to that population, service performance expectations and, if grant supported, provisions for support if grant support ends.)

This action will neither increase or decrease the scope of city service by adding the ballot language for the removal of a portion of Tiffany Springs Parkway ROW.

Is this legislation the result of a federal or state legislative mandate?

No

Yes

(If yes, please detail the purpose and source for that mandate).

Reviewed by:

Office of Management and Budget

OMB Approval Date

ORDINANCE # 220705
RESOLUTION #31999

WHEREAS the Board of Parks and Recreation Commissioners is authorized and responsible by the provisions of the City Charter for providing lands and other resources for recreational opportunities and programs for all residents of the City of Kansas City, Missouri (“City”), and is required to approve and recommend that land be removed from the Parks system; and

WHEREAS, the Parks Board has determined to remove two tracts of land totaling approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway for terms and consideration including accepting new right of way as the City may determine to be acceptable; and

WHEREAS, City Charter section 1004(b) reads: If any property is determined by the Board of Parks and Recreation Commissioners to be no longer necessary or appropriate for park, parkway, or boulevard use, such property may be removed from the park system by a vote of the people; and

WHEREAS, the Board of Parks and Recreation Commissioners has approved and recommended that these two tracts be removed from the park system; and

WHEREAS such removal of this parkland would only be to convey said property for such terms and consideration including accepting new right of way for the Tiffany Springs Parkway as the City may determine acceptable; and NOW, THEREFORE,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PARKS AND RECREATION COMMISSIONERS:

That the Board does hereby approve and recommend that the Council enact an election ordinance, in substantial conformance to the copy attached and incorporated herein as Exhibit 1, that would present to the voters of Kansas City on November 8, 2022, a question to remove two tracts of land totaling approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway, more specifically defined as:

Legal Description:

TRACT ONE

A tract of land 120.00 feet wide across the Southeast Quarter of Section 35, T52N, R34W of the 5th P.M., Kansas City, Platte County, Missouri, said tract being 60.00 feet in width on each side

of the following described centerline: Commencing at the northeast corner of said Southeast Quarter; thence South 0 degree 29 minutes 52 seconds West (all bearings herein are referenced to the City of Kansas City, Missouri Independent Grid System) on the east line of said Southeast Quarter, 726.52 feet to the point of beginning; thence North 90 degrees 00 minute 00 second West, 100.00 feet to a point of curvature; thence southwesterly on a curve to the left (said curve having a radius of 1830.00 feet, chord bearing South 83 degrees 45 minutes 00 second West, chord distance 398.45 feet) an arc distance of 399.24 feet to a point of tangency; thence South 77 degrees 30 minutes 00 second West, 125.00 feet to a point of curvature; thence westerly on a curve to the right (said curve having a radius of 1130.00 feet, chord bearing North 90 degrees 00 minute 00 second West, chord distance 489.15 feet) an arc distance of 493.06 feet to a point of tangency; thence North 77 degrees 30 minutes 00 second West, 500.00 feet to a point of curvature; thence continuing northwesterly on a curve to the left (said curve having a radius of 1130.00 feet, chord bearing North 87 degrees 30 minutes 00 second West, chord distance 392.44 feet) an arc distance of 394.44 feet to a point of tangency; thence South 82 degrees 30 minutes 00 second West, 125.00 feet to a point of curvature; thence continuing southwesterly on a curve to the right (said curve having a radius of 2800.00 feet, chord bearing South 86 degrees 15 minutes 00 second West, chord distance 366.26 feet) an arc distance of 366.52 feet to a point of tangency; thence North 90 degrees 00 minute 00 second West, 173 feet more or less to a point on the west line of said Southeast Quarter, said point being approximately 697 feet south of the northwest corner of said Southeast Quarter.

AND

TRACT TWO

Part of the Southwest Quarter of Section 36, T52N, R34W of the 5th P.M., Kansas City, Platte County, Missouri, described as follows: Commencing at median centerline Station 575+60 of Interstate Highway #29 equal centerline Station 51+00 of Tiffany Springs Parkway; thence South 60 degrees 31 minutes 14 seconds West (all bearings herein are referenced to the City of Kansas City, Missouri Independent Grid System) on the centerline of said parkway, 610.00 feet to a point of curvature; thence continuing southwesterly on a 4 degree curve to the right of said centerline, 110.00 feet to a point on the westerly right-of-way line of Interstate Highway #29 and the point of beginning; thence North 25 degrees 04 minutes 46 seconds West on said westerly right-of-way line, 68.41 feet; thence southwesterly on a curve to the right (said curve having a radius of 1010.00 feet, initial tangent bearing South 62 degrees 46 minutes 12 seconds West, chord bearing South 86 degrees 23 minutes 06 seconds West, chord distance 809.19 feet) an arc distance of 832.56 feet to a point of tangency; thence North 70 degrees 00 minute 00 second West, 102.81 feet to a point of curvature; thence northwesterly on a curve to the left (said curve having a radius of 1790.00 feet chord bearing North 80 degrees 00 minute 00 second West, chord distance 621.66 feet) an arc distance of 624.83 feet to a point of tangency; thence North 90 degrees 00 minute 00 second west, 42.29 feet to a point on the west line of the Southwest Quarter of said Section 36, said point being South 0 degree 29 minutes 52 seconds

west, 666.52 feet from the northwest corner of said Southwest Quarter; thence South 0 degree 29 minutes 52 seconds West on the west line of said Southwest Quarter, 120.00 feet; thence South 90 degrees 00 minute 00 second East, 43.33 feet to a point of curvature; thence southeasterly on a curve to the right (said curve having a radius of 1670.00 feet, chord bearing South 80 degrees 00 minute 00 second East, chord distance of 579.98 feet) an arc distance of 582.94 feet to a point of tangency; thence South 70 degrees 00 minute 00 second East, 102.81 feet to a point of curvature; thence northeasterly on a curve to the left (said curve having a radius of 1130.00 feet, chord bearing North 88 degrees 29 minutes 57 seconds East, chord distance 901.20 feet, an arc distance of 926.97 feet to the westerly right-of-way line of Interstate Highway #29; thence North 25 degrees 04 minutes 46 seconds West, on said right-of-way, 51.67 feet to the point of beginning.

Be removed from the parks, parkway and boulevard system of the City of Kansas City, Missouri, and empowering the City to convey the Land by action of its City Council.

I, Karmen D. Houston, Secretary to the Board of Parks and Recreation Commissioners, do hereby certify that the above is a true and exact copy of **Resolution #31999**, adopted by the Board of Parks and Recreation Commissioners on **August 9, 2022**, and recorded in the official proceedings of that date.

ORDINANCE NO. 220705

Calling for submission to the voters of Kansas City, at an election to be held on November 8, 2022, a question to remove two tracts of land totaling approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway; directing the City Clerk to notify the responsible election authorities of the election no later than August 30, 2022; and recognizing this ordinance with an accelerated effective date.

WHEREAS, the Parks Board has determined to remove two tracts of land totaling approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway for terms and consideration including accepting new right of way as the City may determine to be acceptable; and

WHEREAS, City Charter section 1004(b) reads: If any property is determined by the Board of Parks and Recreation Commissioners to be no longer necessary or appropriate for park, parkway, or boulevard use, such property may be removed from the park system by a vote of the people; and

WHEREAS, the Board of Parks and Recreation Commissioners on August 9, 2020 passed resolution number 31999 approving and recommending to the Council that these two tracts be removed from the park system; and

WHEREAS, such removal of this parkland would only be to convey said property for such terms and consideration including accepting new right of way for the Tiffany Springs Parkway as the City may determine acceptable; and NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. ELECTION CALLED. That an election is called on November 8, 2022, for the purpose of submitting to the voters of Kansas City the question of removing property from the park system.

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

Should the City of Kansas City remove two tracts of land totaling approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway and authorize the City to convey said property for such terms and consideration including accepting new right of way as the City may determine acceptable.

Section 3. NOTICE OF ELECTION. 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 a special election to be held on Tuesday, November 8, 2022, between the hours of 6:00 a.m. and 7:00 p.m., at which election all qualified voters residing within 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
SPECIAL ELECTION, November 8, 2022

QUESTION NO. _____
(Park Property)

Should the City of Kansas City remove two tracts of land totally approximately 11.858 acres from the parks system consisting of the right of way for the proposed Tiffany Springs Parkway between NW Prairie View Road to Amity Avenue for the purpose of realignment of the proposed Tiffany Springs Parkway and authorize the City to convey said property for such terms and consideration including accepting new right of way as the City may determine acceptable.

YES

NO

(Instructions to voters will be supplied by the election authorities.)

A full and complete copy of this ordinance (as it may be amended) submitting the above question to the electorate is on file in the office of the City Clerk of Kansas City, Missouri where the same 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, RSMo, as amended.

Given under my hand and the official seal of the Kansas City, Missouri, this ____ day of _____, 2022.

(SEAL)

MARILYN SANDERS
City Clerk of Kansas City, Missouri

Before me, a notary public, personally appeared Marilyn Sanders, to me known to be the City Clerk 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 4. 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, no later than August 30, 2022, which shall be the authority of each election authority of the City to submit the amendment to the electors of Kansas City and to give public notice as provided by law.

Section 5. PROPERTY REMOVED. Upon approval of the voters the following property shall be officially removed from the park system:

TRACT ONE

A tract of land 120.00 feet wide across the Southeast Quarter of Section 35, T52N, R34W of the 5th P.M., Kansas City, Platte County, Missouri, said tract being 60.00 feet in width on each side of the following described centerline: Commencing at the northeast corner of said Southeast Quarter; thence South 0 degree 29 minutes 52 seconds West (all bearings herein are referenced to the City of Kansas City, Missouri Independent Grid System) on the east line of said Southeast Quarter, 726.52 feet to the point of beginning; thence North 90 degrees 00 minute 00 second West, 100.00 feet to a point of curvature; thence southwesterly on a curve to the left (said curve having a radius of 1830.00 feet, chord bearing South 83 degrees 45 minutes 00 second West, chord distance 398.45 feet) an arc distance of 399.24 feet to a point of tangency; thence South 77 degrees 30 minutes 00 second West, 125.00 feet to a point of curvature; thence westerly on a curve to the right (said curve having a radius of 1130.00 feet, chord bearing North 90 degrees 00 minute 00 second West, chord distance 489.15 feet) an arc distance of 493.06 feet to a point of tangency; thence North 77 degrees 30 minutes 00 second West, 500.00 feet to a point of curvature; thence continuing northwesterly on a curve to the left (said curve having a radius of 1130.00 feet, chord bearing North 87 degrees 30 minutes 00 second West, chord distance 392.44 feet) an arc distance of 394.44 feet to a point of tangency; thence South 82 degrees 30 minutes 00 second West, 125.00 feet to a point of curvature; thence continuing southwesterly on a curve to the right (said curve having a radius of 2800.00 feet, chord bearing South 86 degrees 15 minutes 00 second West, chord distance 366.26 feet) an arc distance of 366.52 feet to a point of tangency; thence North 90 degrees 00 minute 00 second West, 173 feet more or less to a point on the west line of said Southeast Quarter, said point being approximately 697 feet south of the northwest corner of said Southeast Quarter.

AND

TRACT TWO

Part of the Southwest Quarter of Section 36, T52N, R34W of the 5th P.M., Kansas City, Platte County, Missouri, described as follows: Commencing at median centerline Station 575+60 of Interstate Highway #29 equal centerline Station 51+00 of Tiffany Springs Parkway; thence South 60 degrees 31 minutes 14 seconds West (all bearings

herein are referenced to the City of Kansas City, Missouri Independent Grid System) on the centerline of said parkway, 610.00 feet to a point of curvature; thence continuing southwesterly on a 4 degree curve to the right of said centerline, 110.00 feet to a point on the westerly right-of-way line of Interstate Highway #29 and the point of beginning; thence North 25 degrees 04 minutes 46 seconds West on said westerly right-of-way line, 68.41 feet; thence southwesterly on a curve to the right (said curve having a radius of 1010.00 feet, initial tangent bearing South 62 degrees 46 minutes 12 seconds West, chord bearing South 86 degrees 23 minutes 06 seconds West, chord distance 809.19 feet) an arc distance of 832.56 feet to a point of tangency; thence North 70 degrees 00 minute 00 second West, 102.81 feet to a point of curvature; thence northwesterly on a curve to the left (said curve having a radius of 1790.00 feet chord bearing North 80 degrees 00 minute 00 second West, chord distance 621.66 feet) an arc distance of 624.83 feet to a point of tangency; thence North 90 degrees 00 minute 00 second west, 42.29 feet to a point on the west line of the Southwest Quarter of said Section 36, said point being South 0 degree 29 minutes 52 seconds west, 666.52 feet from the northwest corner of said Southwest Quarter; thence South 0 degree 29 minutes 52 seconds West on the west line of said Southwest Quarter, 120.00 feet; thence South 90 degrees 00 minute 00 second East, 43.33 feet to a point of curvature; thence southeasterly on a curve to the right (said curve having a radius of 1670.00 feet, chord bearing South 80 degrees 00 minute 00 second East, chord distance of 579.98 feet) an arc distance of 582.94 feet to a point of tangency; thence South 70 degrees 00 minute 00 second East, 102.81 feet to a point of curvature; thence northeasterly on a curve to the left (said curve having a radius of 1130.00 feet, chord bearing North 88 degrees 29 minutes 57 seconds East, chord distance 901.20 feet, an arc distance of 926.97 feet to the westerly right-of-way line of Interstate Highway #29; thence North 25 degrees 04 minutes 46 seconds West, on said right-of-way, 51.67 feet to the point of beginning.

Section 6. ACCELERATED EFFECTIVE DATE RECOGNIZED. This ordinance, providing for the submission of question to the people of Kansas City, Missouri, is hereby recognized to have an accelerated effective date within the meaning of Section 503(a)(3)(A) of the Charter, and as such shall take effect in accordance with Section 503.

Approved as to form and legality:

Lana K. Torczon
Assistant City Attorney



File #: 220609

ORDINANCE NO. 220609

Waiving Section 2-1105(e) of the City’s Code of Ordinances and authorizing an amendment to the Collective Bargaining Agreement with Local 500 of the American Federation of State, County and Municipal Employees, AFL- CIO, to provide for payment of a salary to certain designated representatives.

WHEREAS, Section 2-1105(e)(1)-(3) of the City’s Code of Ordinances provides that employees elected or selected to union offices shall be granted unpaid leave; and

WHEREAS, on April 28, 2022, by Ordinance No. 220382, the Council adopted the Collective Bargaining Agreement with Local 500 of the American Federation of State, County and Municipal Employees, AFL- CIO (Local 500 CBA) and authorized execution of the same; and

WHEREAS, Section 4 of Article XI of the Local 500 CBA is consistent with Section 2-1105 of the City’s Code, in that it also provides for unpaid leave for certain City employees; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Section 2-1105(e)(1)-(3) of the City’s Code of Ordinances is hereby waived.

Section 2. That an amendment to the Local 500 CBA is hereby authorized to provide for payment of a salary to the president and vice-president of the Local 500 of the American Federation of State, County and Municipal Employees, AFL- CIO, subject any necessary ratification of the amendment by the members of Local 500. A copy of the amendment is attached hereto.

..end

Approved as to form and legality:

Senior Associate City Attorney
Katherine Chandler

THERE
WAS
NO
FACT
SHEET
PROVIDED
FOR
ORDINANCE
220609

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First Amendment to
Collective Bargaining Agreement
Between the City of Kansas City, Missouri and
Local 500 of the American Federation of State, County and Municipal Employees, AFL- CIO
April 25, 2021 through April 30, 2026

THIS AMENDMENT is made and entered into this . day of _____, 2022 between Kansas City, Missouri, (City) and Local 500 of the American Federation of State, County and Municipal Employees, AFL-CIO (Union), whereby the parties desire to amend the Collective Bargaining Agreement (Agreement) covering April 25, 2021 through April 30, 2026.

NOW, THEREFORE, in consideration of the payments and mutual agreements contained in this First Amendment, City and Contractor agree as follows:

Sec 1. Sections Amended. Sections 3 and 4 of Article XI of the Agreement are hereby deleted and the following new sections are inserted to replace the deleted sections:

Section 3. Paid Leave

(a) Funeral Leave/Bereavement Leave - Paid leave will be granted for a maximum of three (3) working days to all full-time employees due to the death of and/or to attend a funeral in the immediate family of the employee.

Immediate family is defined for the purpose of this Section, as husband, wife, son, daughter, mother, father, brother, sister, mother-in-law, father-in-law, son-in-law, daughter-in-law, grandmother-in-law, grandfather-in-law, brother-in-law, sister-in-law, grandparents, grandchildren, step parents, step siblings, step-children of the employee, the employee's approved domestic partner, or the approved domestic partner's son or daughter.

If extended travel is required to attend the funeral, the employee may take up to two (2) additional working days and charge the time against accumulated vacation after advance notice to the City.

(b) Jury Duty - An employee may receive a special leave with pay when he or she is required to serve on a jury and the hours of jury duty conflict with the hours of City work. In addition, such employee may keep the County or State jury fee, however, Federal jury fees must be deposited with the City through the department director or designee. In case an employee serves on a jury during non-working hours or days, the employee is permitted to keep the jury fee, however, he or she must inform their supervisor of such jury service.

(c) Military Training Leave -All regular employees who are or may become active members of the National Guard, the Officers Reserve Corps or the Enlisted Reserve Corps of the United States Government shall be entitled to a leave of absence with pay from their respective duties, on all days during which they are employed with or without pay under the orders or authorization of competent authority on active training duty, duty with troops, field exercise, or instruction applicable with USSERAand/or State Statute.

(d) Union Business – One employee elected to the position of President and one employee elected to the position of Vice President of the Union shall be granted a paid leave of absence for duration of their tenure as President and Vice President upon one month's written notice to the City. Pay for such leave shall be calculated as follows:

(1) Beginning on the later of September 1, 2022 or the date of any necessary ratification by union members, the City shall pay the President compensation for paid leave based on an 18 month look back of monthly compensation received prior to the effective date of this agreement. Going forward, the President shall receive percentage increases to their compensation, which are equal to the percentage increases due to employees in the bargaining unit position they occupied as of the effective date of this agreement. The President shall not earn any overtime pay during the time they are on paid leave pursuant to this provision.

(2) Beginning on the later of September 1, 2022 or the date of any necessary ratification by union members September 1, 2022, the City shall pay the Vice President compensation for paid leave based on an 18 month look back of monthly compensation received prior to the effective date of this agreement. Going forward, the Vice President shall receive percentage increases to their compensation, which are equal to the percentage increases due to employees in the bargaining unit position they occupied as of the effective date of this agreement. The Vice President shall not earn any overtime pay during the time they are on paid leave pursuant to this provision.

Employees on such paid leave shall maintain previously acquired seniority and shall continue to accumulate seniority for up to one (1) year and retain seniority thereafter. At the conclusion of any individual's time serving as President or Vice President, said employee shall have the absolute right to return to their former regular City position or, if such position is no longer available, then they shall have the absolute right to return to a similar vacant City position of similar pay, as selected by the City. Upon return to said position, the employee shall have the same wages, benefits, seniority, and terms and conditions of employment as though the employee had continued in employment without paid leave (including any merit-based "step" increases or other pay increases, but not including any promotions to which they arguably would have achieved but for their time on paid leave).

All previously acquired benefits (for example, but without limitation, sick leave or vacation) shall be frozen for the duration of the leave. Upon return from the leave, such employee shall have the same rights as an employee promoted outside the unit who returns to the unit.

Any salary calculated and paid under this subsection (d) will not be considered base salary in calculating pension benefits. The parties will recommend to the City Pension Board that they develop a program that would allow employees on paid Union leave under this Section to either continue participation in the pension program or be allowed to make up contributions when they return to active City service.

The City reserves the right to initiate discipline against the President and/or Vice President in accordance with City policies and procedures. If the City recommends that the President or Vice President receive discipline in the form of suspension or termination, and a Pre-

Determination Hearing Officer upholds that recommendation, or the President or Vice President waive their right to a Pre-Determination hearing, payment of leave to the employee under this subsection shall cease for the length of the suspension, if suspended, or terminate permanently, if terminated. If said discipline is later overruled, then the individual shall be entitled backpay and reinstatement to the terms of this provision.

Section 4. Unpaid Leaves

(a) Reasonable Purpose - Leaves of absence for a limited period, not to exceed six (6) months, may be granted for any reasonable purpose, and such leaves may be extended or renewed for any reasonable period.

(b) Union Business - Except as provided in Section 3 of this Article XI, employees elected to any full time Union Office or hired by the Union for full time work shall be granted an unpaid leave of absence upon one month's written notice to the City by the Union setting forth the nature of the position and the expected duration.

Employees on such leave shall maintain previously acquired seniority and shall continue to accumulate seniority for up to one (1) year and retain seniority thereafter. All previously acquired benefits (for example, but without limitation, sick leave or vacation) shall be frozen for the duration of the leave. Upon return from the leave, such employee shall have the same rights as an employee promoted outside the unit who returns to the unit.

Leaves shall be granted for definite periods, not in excess of two years, but shall be extended from year to year upon written request from the Union. Any return to the bargaining unit prior to the expiration of the term of the leave shall be at the discretion of the City.

The parties will recommend to the City Pension Board that they develop a program that would allow employees on Union leave under this Section to either continue participation in the pension program or be allowed to make up contributions when they return to active City service.

Two members of the Union selected by the Union to participate in short term Union activities shall be granted a leave of absence upon written request of the Union at least ten (10) working days before the leave is to start and not more than one employee from any division may be on leave at one time without the consent of the City.

Such leaves shall not exceed ten (10) working days without the consent of the City and no employee may have cumulative leaves under this provision of more than twenty (20) working days in any calendar year without the consent of the City.

(c) Parental Leave - In accordance with the paid parental leave policy, employees may take an additional six (6) weeks unpaid leave if the employee qualifies for Family Medical Leave (FML). In accordance with the paid parental leave policy, employees may take additional unpaid leave in accordance with the Family Medical Leave (FML) Policy.

(d) Educational Leaves

(1) A department head, with the approval of the Director of Human Resources, may grant a regular employee a leave of absence without pay for a period not to exceed one (1) year for travel or study. Such leave shall be granted only when it is in the best interest of the City and when it will not cause undue or unnecessary imbalances. No leave without pay shall be granted except upon written request by the employee and a guarantee by the employee that he or she will serve the City, upon his or her return from such leave, for a period of three times as long as that of the leave. No such leave shall be granted primarily in the interest of the employee except in the case of one who has shown by his or her record of service or by other evidence to be of more than average value to the City and whose services it is desirable to retain even at such sacrifice.

(2) Employees may also be granted leaves of absence for educational purposes--not to exceed one (1) month in any calendar year--to attend conferences, seminars, briefing sessions or other functions of a similar nature that are intended to improve or upgrade the individual's skill or professional ability.(3) In addition to allowing the above leave for educational purposes, employees may request financial assistance in accordance with applicable Administrative Regulations or City policies.

(e) Military Leave for Active Service - Any employee who enters into active service in the Armed Forces of the United States while in the service the Employer shall be granted a leave of absence for the period of military service

Sec. 2. Sections not Amended. All other sections of the Agreement shall remain in full force and effect.

Sec. 3. Authorization. This First Amendment requires City Council authorization.

Sec. 4. Effectiveness; Date. This amendment will become effective when all the parties have signed it. The date this amendment is signed by the last party to sign it will be deemed the date of this amendment.

Each party is signing this amendment on the date stated opposite that party's signature.

UNION

I hereby certify that I have authority to execute this document on behalf of Union.

By:

Reginald Silvers, President

Date: _____

KANSAS CITY, MISSOURI

By:

Date: _____

Brian Platt, City Manager