







CITY OF NORTH KANSAS CITY, MISSOURI REGULAR COUNCIL MEETING AND MOTION TO CLOSE PART OF THE MEETING

September 21, 2021
7:00 p.m.

1. **Call to order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Approval of Agenda**
5. **Comments from the Public**
(Please limit comments to five minutes)

Consent Agenda

All matters listed within the Consent Agenda have been distributed to each member of the City Council for reading and study, are considered to be routine, and will be enacted by one motion of the council with no separate discussion. If separate discussion is desired on any item by any member of the City Council or by any member of the audience who has spoken during *Comments From the Public*, that item will be removed from the Consent Agenda and placed on the Regular Agenda.

6. **Approval of Work Session Minutes of September 7, 2021** 
7. **Approval of Regular Council Meeting Minutes of September 7, 2021** 
8. **Approval of Special Council Work Session Minutes of September 8, 2021** 
9. **Appointment of Lyndsey Magrone to the Planning Commission, term to expire on 11/1/2023** 
10. **Proclamation Fire Prevention Week** 
11. **Updated Agreement with ClearGov for Budget Suite Services** 

At the May 18, 2021, City Council meeting the Governing Body approved a contract agreement with ClearGov for digital budget book and transparency portal services. City staff created the FY 2022 Budget using ClearGov's digital

Posted this 17th day of September 2021 at 5:00 p.m.

budget book services, and is recommending to contract for the full budget suite offered by ClearGov. The full suite includes operational budgeting, capital budgeting, and personnel budgeting in addition to transparency portal and digital budget book service. Staff believes that utilizing the full suite of services offered by ClearGov will continue to streamline the budget process as well as enhance the conversation with the Governing Body and public in both the short and long term.

12. Victims Economic Safety and Security Act (VESSA) (Resolution No. 21-073)



Missouri Employers with at least 20 employees will soon be obligated to provide leave to victims of domestic or sexual violence under the Victims Economic Safety and Security Act (VESSA), signed into law by Governor Mike Parson on August 28, 2021. VESSA also requires employers to provide employees notice of the new law no later than October 27, 2021. Attached is the policy that will be included in the Personnel Manual and emailed to all employees prior to the effective date. Also attached is the required Missouri posting that has been posted in all common sites where legal postings are required to be posted. Staff has prepared a Resolution to amend the City's Personnel Manual to establish Victims of Domestic and Sexual Violence Leave (VESSA) policy for the City Council's consideration. Should the City Council proceed, this new policy would become effective immediately.

Regular Items

13. Approval of Fiscal Year 2021 City Budget (Resolution No. 21-074) (Public Hearing)



The City Council met on August 31, 2021, and September 8, 2021, to review the Proposed FY 2022 City Budget. Now presented for Council approval is a resolution adopting the budget, with changes to the Proposed Budget as discussed at the budget work sessions and indicated by the Council.

- a. Open Public Hearing
- b. Staff Report
- c. Public Comments
- d. Close Public Hearing
- e. Motion and Second
- f. City Council Discussion
- g. Vote

14. RideKC Service Update

KCATA staff will provide an update on current RideKC services in North Kansas City and on the Northland Flex Modernization Pilot that affects the North Kansas City Flex service.

15. Emergency Order Reauthorization – Covid 19 {Bill No. 7625 (Ordinance No. 9422)}



Councilmember Smith has requested that an extension of Mayor DeLong's Order No. 21-002 be placed on the City Council Agenda so that the Council may vote to extend the Order for a period of thirty (30) calendar days from September 25, 2021, until October 23, 2021. unless rescinded, extended, modified or amended pursuant to applicable law. Ordinance No. 9422 and Order No. 21-003 has been prepared for the City Council's consideration.

16. Zoning Ordinance Text Amendments regarding Short-Term Conditional Uses (Section 17.12.040) {Bill No. 7624 (Ordinance No. 9421)}



The City Council adopted an updated Zoning Ordinance on July 2, 2019. Both the previous and existing ordinance contain a section regarding Short-Term Conditional Uses, such as the use of a parking lot for a festival or closing a street temporarily for a parade or block party. The provision for Short-Term Conditional Use Permits (STCUPs) was largely carried over from the previous ordinance with minor changes. Earlier this year, inquiries about block parties made to the City Administrator prompted staff to re-examine the STCUP section, Section 17.12.040.E of the Zoning Ordinance. Staff feels that the changes made to this section in the updated ordinance, while minor, were not in alignment with the City's intent nor with the long-time process used for approval of these permits. When the City Council updated the criteria for the Block Party program in July, staff pledged to update the text of the Zoning Ordinance regarding STCUPs at its next opportunity to match the City's practice.

17. Zoning Map Amendment – PC2021-05, Lot 2, NKC Destination Development {Bill No. 7623 (Ordinance No. 9420)}



The City of North Kansas City entered into a development agreement with North Kansas City Destination Developers LLC for the redevelopment of the area formerly known as the Armour Road Redevelopment Area and rebranded by the developer as One North. This application for a zoning map amendment has been made by a component developer pursuant to the development agreement. The applicant has an agreement with the Master Developer to acquire this property for a multi-family

residential development. If approved, the map amendment would classify the majority of Lot 2 as R-4, Mixed Density Neighborhood. Approximately 2.7 acres along the northern boundary of Lot 2 are excluded from the rezoning request and are expected to be divided from Lot 2 for a separate development.

18. Agreement with NKC YMCA for City-Subsidized Memberships (Resolution No. 21-072) 

On July 6, 2021, Tina Weaver, Executive Director of the North Kansas City YMCA, presented the NKC Healthy Citizens Initiative proposal. Through this proposed program, North Kansas City residents are offered a city-subsidized membership rate to the NKC YMCA. During the Work Session, the Council requested that YMCA reexamine the cost-share structure of the NKC Healthy Citizens Initiative proposal. If the Council is amenable to this new cost-share structure, an agreement and Resolution have been prepared for the City Council's approval. Should the Council approve these documents tonight, the program will go into effect on October 1, 2021.

19. Amendments to Section 4.30.020, Requirements to Obtain Sidewalk Alcohol Consumption License {Bill No. 7627 (Ordinance No. 9424)} 

Chapter 4.30 of the Municipal Code concerns Sidewalk Eating and Alcohol Consumption Licenses, which allows portions of the public sidewalks in front of eating and drinking establishments to be used for sidewalk dining subject to the requirements of the Municipal Code. At the September 7 City Council meeting, the Council discussed amendments Section 4.30.020 regarding eligibility criteria for obtaining a license. The City Council was generally receptive to amendments that would remove food sales as an eligibility criteria. The Council also had further discussion about amendments to the City's regulations on sidewalk dining and liquor consumption. The Council directed that these amendments be brought back for adoption as quickly as possible.

20. Sidewalk Eating and Alcohol Consumption Licenses Discussion Item 

Section 9.24.020 prohibits any person from drinking alcoholic beverages on any public street, alley, open space, or public parking area, among other locations. Without access control around sidewalk dining areas, it will be difficult, if not impossible, for NKC Police to enforce Section 9.24.020 near licensed sidewalk dining areas, as officers will not be able to reliably determine whether a person is drinking in the licensed area or outside of it. Furthermore, if an officer issues a citation, the prosecutor and judge may also have a difficult time determining if the defendant was inside or outside of the licensed area. Staff feels that there is a risk that downtown NKC becomes known as an area where public drinking is

allowed, resulting in unwanted behavior. Staff outlines three areas of concern including sidewalk encroachment and accessibility, building egress, and enforcement capabilities in the Amendments to Section 4.30.020, Requirements to obtain sidewalk alcohol consumption license memo.

21. Delta Dental and Vision Agreement {Bill No. 7622 (Ordinance No. 9419)}



All benefits were marketed this year by the City's insurance broker Lockton and summaries of each benefits enhancement and savings were summarized and approved at the August 17, 2021, City Council Regular Meeting. Staff recommends approval of the Delta Dental agreement for dental and vision services for the City of North Kansas City employees from January 1, 2022 – December 31, 2024.




22. Discussion Regarding November City Council Meeting Dates

At its September 7, 2021, Regular Meeting, the City Council directed staff to cancel the November 16, 2021, Regular City Council Meeting and schedule a Special City Council Meeting on Tuesday, November 23, 2021, due to several City Council members attending the National League of Cities 2021 City Summit Conference. Due to rising COVID-19 concerns, the National League of Cities has announced the 2021 City Summit Conference will now be fully virtual. Staff would like direction from the Council if we should proceed with a November 16, 2021, Regular City Council Meeting or continue to execute the previous direction to cancel the November 16, 2021, Regular City Council Meeting and schedule a Special City Council Meeting on Tuesday, November 23, 2021.

23. Approving Accounts Due and Payable by the City through September 17, 2021. {Bill No. 7626 (Ordinance No 9423)}



24. Staff Comments

- Upcoming City Items of Note 
- NKC Hospital COVID-19 Update Packet (every report the City has received, newest to oldest) 
- YMCA Financial Report 

25. Councilmember Comments

26. Mayor's Comments

- 27. Consideration of a Request to Hold and Recess Into an Executive Session, as Requested by the Interim City Administrator, to be Held on this Date, on a Real Estate Matter Pursuant to Missouri Revised Statutes §610.021(2)**
- 28. Consideration of a Request to Hold and Recess Into an Executive Session, as Requested by the Interim City Administrator, to be Held on this Date, on a Litigation Matter Pursuant to Missouri Revised Statutes §610.021(1)**
- 29. Consideration of a Request to Hold and Recess Into an Executive Session, as Requested by the Interim City Administrator, to be Held on this Date, on a Litigation Matter Pursuant to Missouri Revised Statutes §610.021(1)**
- 30. Adjournment**

Copies of ordinances referred to above are available for inspection prior to the meeting in the office of the City Clerk. Note: Meetings of the City Council are being broadcast live and recorded.