The Unified Government Commission of Wyandotte County/Kansas City, Kansas, met in regular session Thursday, November 19, 2015, with eight members present: Bynum, Commissioner At-Large First District; Walker, Commissioner At-Large Second District; Townsend, Commissioner First District (via phone); Murguia, Commissioner Third District (via phone); Johnson, Commissioner Fourth District; Kane, Commissioner Fifth District; Markley, Commissioner Sixth District; and Mayor Holland, Mayor/CEO, presiding. McKiernan, Commissioner Second District; Walters, Commissioner Seventh District; Philbrook, Commissioner Eighth District; were absent. The following officials were also in attendance: Doug Bach, County Administrator; Ken Moore, Interim Chief Counsel; Bridgette Cobbins, Unified Government Clerk; Joe Connor, Assistant County Administrator; Gordon Criswell, Assistant County Administrator; Melissa Mundt, Assistant County Administrator; Misty Brown, Senior Attorney; George Brajkovic, Director Economic Development; Lew Levin, Chief Financial Officer; Debbie Jonscher, Asst. Finance Director; Chris Slaughter, Land Bank Manager; Maureen Mahoney, Asst. to the Mayor/Chief of Staff; Marlon Goff, Economic Development; and Captain William Sanders, Sergeant-At-Arms.

MAYOR HOLLAND called the meeting to order.

ROLL CALL: Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend, Holland.

INVOCATION was given by Reverend Mike May (Ret.) St. Luke’s Lutheran Church

Mayor Holland said I want to begin our meeting tonight recognizing a KCK student in attendance tonight, Daniel Freeman II who is here for an American Government class; Daniel, welcome.

I will ask the Clerk if there are any revisions to tonight’s agenda. Bridgette Cobbins, UG Clerk, said a blue sheet has been distributed. Under Consent Agenda we have a new Item No. 5. We have three plats before the Commission: Buchanan’s Crossing Subdivision-Stage 1, located at 65th Street and Taurome; McKinley Point, located at 14th St. and Grandview Blvd.; P & R located at Holliday Dr. and Inland Dr.
Also, under the Standing Committee Agenda, Item No. 1 that item should be listed as an ordinance recommending for approval tonight and that at the Administration and Human Services Standing Committee, it was a vote of four to one. Mayor Holland said thank you for that correction.

MAYOR'S AGENDA
ITEM NO. 1 – 15244…INNOVATION: 100 GARAGES
Synopsis: Presentation on 100 Garages by Alicia R. Hooks, Director of Entrepreneurship-KCKCC Innovation Center.

Alicia R. Hooks, Director of Entrepreneurship-KCKCC Innovation Center, said I just came to basically say thank you and let you know what’s going on in Wyandotte County, Kansas City, Kansas that is being recognized nationally and it’s a program called 100 Garages. What I mean by nationally is it’s going around what’s happening in Wyandotte County about organically growing the entrepreneurial economy right here.

We’ve got a lot of entrepreneurs that are jumping in the game and one of the initiatives that the college has started in order to help inventors, designers and fabers meet each other to grow locally and keep the money local in creating new products and inventions, it’s called 100 Garages.

Just to make this presentation quick, basically what it does it’s a free website that’s been setup by ShopBot Tools that allows those who have tools and equipment in their garages to meet up with people who have ideas and inventions and need small level manufacturing so, they can meet, negotiate a price and all of this can happen locally using our own resources.

Just in closing to let you know some of the recognition that has happened, we’ve received a letter of support from Congressman Dennis Moore. We received a tribute from the State of Kansas, Senator David Haley. We received a certificate of recognition from Governor Brownback and then it was entered into the United States Congressional record by Senator Jerry Moran; all of what’s going on right here in Wyandotte County that’s making a national impact and most importantly the recognition that we received from the Mayor in a Proclamation. Thank you very much.

Mayor Holland said thank Ms. Hooks and for your leadership at the Kansas City Kansas Community College. We’re very grateful for the Community College for all that you all do day November 19, 2015
in and day out for our students. Continue to push the innovation in our community and the partnership with the Community College is great. So, thank you very much for coming out tonight to share that with us.

**Action:** For information only.

**CONSENT AGENDA**

**Mayor Holland** asked if any member of the commission, staff or citizen in attendance tonight wish to set aside an item on tonight’s Consent Agenda. If you would like to, please step forward at this time and your item will be set aside. Any item not set aside will be voted on by a single vote based on the committee’s recommendation. Let the record show no one came forward.

**Action:** Commissioner Kane made a motion, seconded by Commissioner Johnson, to approve the Consent Agenda. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

**ITEM NO. 1 – 15195...RESOLUTIONS AND ORDINANCE: AUTHORIZE/FINANCE VARIOUS IMPROVEMENTS FOR 2016 CMIP PROJECTS**

**Synopsis:** Request approval of various resolutions and an ordinance authorizing improvements and the manner for paying for such projects approved in the CMIP budget for the 2016 Temporary Note and Bond Financing, submitted by Debbie Jonscher, Assistant Finance Director.

**Schedule A:** A list of all CMIP projects approved to be funded per the 2016 CMIP Budget. (22 Resolutions)

**Schedule B:** A list of all on-going projects requiring an amendment to the project description or an increase in authority and additional financing for the 2016 issue, approved to be funded per the 2016 CMIP Budget. (9 Resolutions /1 Ordinance)

On November 9, 2015, the Economic Development and Finance Standing Committee, chaired by Commissioner McKiernan, voted unanimously to approve and forward to full commission.

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RESOLUTION NO. R-68-15, “A resolution authorizing certain street, sidewalk, and intersection improvements and providing for the manner of paying for the same, 2015 ADA Pedestrian Ramp Improvement (CMIP 941-0815).”

Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-69-15, “A resolution authorizing certain street, sidewalk, and intersection improvements and providing for the manner of paying for the same, 2016 ADA Pedestrian Ramp Improvements (CMIP 941-0816).”

Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-70-15, “A resolution authorizing certain street, sidewalk, and intersection improvements and providing for the manner of paying for the same, 2016 Arterial/Collector Resurfacing (CMIP 941-0416).”

Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-71-15, “A resolution authorizing certain sanitary sewer facilities and sewage treatment and disposal plant improvements and providing for the manner of paying for the same, CID Dump Station Improvement or Relocation (CMIP 963-6125).”

Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

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RESOLUTION NO. R-72-15, “A resolution authorizing certain public building and structure improvements and providing for the manner of paying for the same, 2016 Elevator Upgrades (CMIP 948-0116).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-73-15, “A resolution authorizing certain street and bridge improvements and providing for the manner of paying for the same, 2015 Emergency Bridge Repair (CMIP 942-0115).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-74-15, “A resolution authorizing certain street and bridge improvements and providing for the manner of paying for the same, 2016 Emergency Bridge Repair (CMIP 942-0116).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-75-15, “A resolution authorizing certain public building structure, or parking improvements and providing for the manner of paying for the same, 2016 Facility Parking Maintenance and Repair (CMIP 948-0216).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-76-15, “A resolution authorizing certain street, sidewalk, and intersection improvements and providing for the manner of paying for the same, 2015 Fairfax Industrial Area Improvements (CMIP 941-0915).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to

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adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-77-15, “A resolution authorizing certain street, sidewalk, and intersection improvements and providing for the manner of paying for the same, 2016 Fairfax Industrial Area Improvements (CMIP 941-0916).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-78-15, “A resolution authorizing certain street, sidewalk, and intersection improvements and providing for the manner of paying for the same, 2016 Industrial District Rehab (CMIP 941-0116).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-79-15, “A resolution authorizing certain street, sidewalk, and intersection improvements and providing for the manner of paying for the same, 2015 Neighborhood Street Repairs (CMIP 941-0615).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-80-15, “A resolution authorizing certain street and intersection improvements and providing for the manner of paying for the same, 2016 Neighborhood Street Repairs (CMIP 941-0616).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-81-15, “A resolution authorizing certain street, sidewalk, and intersection improvements and providing for the manner of paying for the same, 2015 Neighborhood Street Repairs (CMIP 941-0615).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

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same, 2016 Neighborhood Street Resurfacing (CMIP 941-0216).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-82-15, “A resolution authorizing certain public building and structure improvements and providing for the manner of paying for the same, New Boilers Municipal Office Building/City Hall (CMIP 969-8171).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-83-15, “A resolution authorizing certain sanitary sewer facilities and sewage treatment and disposal plant improvements and providing for the manner of paying for the same, Plant 20 R & R/Improvements (CMIP 963-6033).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-84-15, “A resolution authorizing certain street and traffic control improvements and providing for the manner of paying for the same, Priority Traffic Signal Replacements (CMIP 943-0116).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-85-15, “A resolution authorizing certain street improvements and providing for the manner of paying for the same, 2016 Railroad Crossing Improvements (CMIP 941-1016).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

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RESOLUTION NO. R-86-15, “A resolution authorizing certain street and bridge improvements and providing for the manner of paying for the same, Riverview Avenue Bridge Replacement (CMIP 962-9246).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-87-15, “A resolution authorizing certain street, sidewalk, and intersection improvements and providing for the manner of paying for the same, State Avenue Resurfacing at Village West Parkway and 110th Street (CMIP 970-1227).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-88-15, “A resolution authorizing certain storm water improvements and providing for the manner of paying for the same, Stonehaven Storm Sewer (CMIP 963-5034).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-89-15, “A resolution to make capital expenditures after the date of the resolution in connection with the TA Edison/Friendship Heights (CMIP 970-1226).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-90-15, “A resolution amending Resolution No. R-93-13 authorizing certain storm water improvements, and providing for the manner of paying for the same, the 82nd and Tauromee Storm Sewer Reconstruction (CMIP 963-5044).” Commissioner Kane made a motion, seconded by Commissioner

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Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-91-15, “A resolution amending Resolution No. R-73-12 authorizing certain street and bridge improvements, and providing for the manner of paying for the same, the Priority Bridge Repair (CMIP 962-2305).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-92-15, “A resolution amending Resolution NO. R-67-11 authorizing certain street and traffic control improvements, and providing for the manner of paying for the same, the Center City 7th and Minnesota, Traffic Signal Reconstruction, Program (CMIP 3320).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-93-15, “A resolution amending Resolution No. R-137-09 authorizing certain street improvements, and providing for the manner of paying for the same, Hutton Road Phase 2; Cleveland Avenue to Leavenworth Program 1215.” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-94-15, “A resolution amending Resolution No. R-72-11 authorizing certain street and traffic control improvements, and providing for the manner of paying for the same, Dynamic Speedway Message Sign, Program (CMIP 970-3344).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

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RESOLUTION NO. R-95-15, “A resolution amending Resolution No. R-82-14 authorizing certain sanitary sewer and storm water facilities improvements, and providing for the manner of paying for the same, the Pump Station #12 Elimination (CMIP 963-6124).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-96-15, “A resolution amending Resolution No. R-112-13 authorizing certain sanitary sewer facilities and sewage treatment and disposal plant improvements and providing for the manner of paying for the same, the Pump Station 41 (CMIP 963-6120).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-97-15, “A resolution amending Resolution No. R-94-12 authorizing certain public park and utility improvements, and providing for the manner of paying for the same, Wyandotte County Lake Waterline Study (CMIP 971-4425).” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

ORDINANCE NO. O-64-15, “An ordinance amending Sections 1, 3, 4, and 6 of Ordinance No. O-72-02, pertaining to authorizing storm drainage improvements and providing for the method of paying for same.” Commissioner Kane made a motion, seconded by Commissioner Johnson, to approve the ordinance. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

RESOLUTION NO. R-98-15, “A resolution amending Resolution No. R-114-13 authorizing certain public building improvements, and providing for the manner of paying for the same, Relocation of Sewer Office, Storage and Maintenance

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Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

ITEM NO. 2 – 15176...RESOLUTION: KAW POINT INDUSTRIAL PARK
Synopsis: A resolution approving the First Amendment to Amended and Restated Redevelopment Agreement to allow for a second mortgage regarding NorthPoint Development's project known as Kaw Point Industrial Park (located along Fairfax Road next to Kaw Park), submitted by George Brajkovic, Economic Development Director. On November 9, 2015, the Economic Development and Finance Standing Committee, chaired by Commissioner McKiernan, voted unanimously to approve and forward to full commission.

Action: RESOLUTION NO. R-99-15, “A resolution authorizing the County Administrator to sign the First Amendment to Amended and Restated Redevelopment Agreement (Kaw Point Industrial Park) by and between Developer and the Unified Government.” Commissioner Kane made a motion, seconded by Commissioner Johnson, to adopt the resolution. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

ITEM NO. 3 – 15242...MINUTES
Synopsis: Minutes from special sessions of October 19 and 29, 2015.

Action: Commissioner Kane made a motion, seconded by Commissioner Johnson, to approve. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

ITEM NO. 5 - WEEKLY BUSINESS MATERIAL
Synopsis: Weekly business materials dated November 12, 2015
Action: Commissioner Kane made a motion, seconded by Commissioner Johnson, to approve fund transfers and receive and file. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

PUBLIC HEARING AGENDA
No items of business.

STANDING COMMITTEES’ AGENDA
ITEM NO. 1 – 15241...ORDINANCE: TOBACCO 21
Synopsis: A discussion was held to raise the age to buy cigarettes, electronic cigarettes, and tobacco products to 21 years of age. Direction was given to draft an ordinance, submitted by Misty Brown, Senior Attorney. On October 26, 2015, the Administration and Human Services Standing Committee, chaired by Commissioner Bynum, voted unanimously to approve and forward to full commission.

Mayor Holland said ordinarily we have an ordinance in front of our standing committees’ and that ordinance is discussed and moved on to the full commission, but in this instance it was brought to the standing committee. There was discussion and the standing committee did vote to move it on, but we didn’t have the formal ordinance. I believe when we have a formal ordinance before the public, the public should have an opportunity to speak to that so we will have an opportunity for public comment tonight. I will ask that you keep to a maximum of three minutes and please note that you’re not required to use all three minutes, but you’re able to.

For this presentation I want to recognize Commissioner Ann Murguia has been working very hard on this and has taken leadership in this activity. Commissioner Murguia I’d like to turn it over to you at this time for presentation.

Commissioner Murguia said I’ve very excited about this initiative tonight Tax Tobacco 21. I apologize to everyone that I’m unable to attend, but I believe all the people that have all of the great knowledge to help our Commission make a good educated decision are there tonight.

Mayor, if you don’t mind, I’d like to turn this over to Misty Brown and to some of the speakers who are there tonight to speak on this issue...(inaudible).
Misty Brown, Senior Attorney, said before you, you have an ordinance which we’ve subtitled Tobacco 21. Basically this ordinance would change the legal age to buy tobacco products including electronic cigarettes in Kansas City, Kansas from 18 to 21. Currently a 19 or 20 year old could buy this product. With this ordinance passage you’d have to be 21 and show proper identification to buy it. The other change is just some signage requirement that we added into the ordinance which would require store retail sellers to post signs saying you have to be 21 in order to purchase. I’d like at this point to turn it over to Scott Hall.

Scott Hall, Vice President for Strategic Initiatives the Greater Kansas City Chamber of Commerce, said I’m speaking on behalf of our members more than 2,000 organizations in greater Kansas City and asking you to take action to raise the age that young people can buy cigarettes from 18 to 21. Why, because it’s one of the most effective ways to prevent young people from starting a noxious habit that can lead to a lifetime of health problems and potentially death.

This project is one very important piece of a larger project we have in the Greater Kansas City Chamber of Commerce we call Healthy KC. That project is a partnership of the KC Chamber Blue Cross/Blue Shield and more than 100 area organizations, hospitals, school districts and governmental entities.

The Healthy KC effort partnered with these entities to offer recommendations to improve the health of the Greater KC region and this is part of that project.

I’m excited to tell you that only a few hours ago the city of Kansas City, Missouri City Council passed an ordinance approving Tobacco 21 in Kansas City, Missouri. We’re here tonight because we hope that KCK will do the same thing, the Unified Government of Wyandotte County, KCK.

I’d now like to introduce one of our collaborators in this project, John Stevens, the Executive Director of the KCK Chamber.

John Stevens, Executive Director of Kansas City Kansas Chamber of Commerce, said you might be wondering why the KCK Chamber, the Greater Kansas City Chamber, and more than 182 business organizations cares so much about Tobacco 21. Quite simply we see tobacco use among young people turning into tobacco use among employees and their families.

When private employers hire someone who smokes, it adds $5,816 in excess cost due to health care and absenteeism. By preventing young people from starting this habit, we can ensure
a healthier workforce and lower health care costs well into the future. To be it succinctly this is an economic development, a healthy workforce and a vitality issue. Healthy communities will grow faster and stronger than those that are not.

We believe in Tobacco 21 is a step to make Kansas City, Kansas a destination for healthy living and all of the Kansas City Metro a destination for healthy living. We ask you for your support in this effort. That is why the KCK Chamber approved Tobacco 21 in a unanimous vote.

I’d now like to turn it over to Dr. Doug Girard, Executive Vice Chancellor of the University of Kansas Medical Center.

**Dr. Doug Girod, Executive Vice Chancellor of the University of Kansas Medical Center,** said it’s a pleasure to be here tonight really as one of Wyandotte County’s largest employers. We certainly deal with many of the issues that Mr. Stevens just talked about with our employees, but really tonight I want to talk about this from a community health perspective.

Cigarettes actually are the only legal consumer product that if used properly and as intended will kill a third of the regular users. Unfortunately 95% of current adult smokers started smoking, started their habit before the age of 21. The data shows that the earlier a smoker starts the harder it is for them to quit. I’ve seen this certainly first-hand, I’m a head/neck surgical Oncologist by training. I’ve treated more than my share of mouth, neck and throat cancers caused by tobacco and the remarkable havoc that that creates on lives and families. I certainly operated on several of those folks and it’s amazing to see how hard it is for these people to quit smoking. Even undergoing extensive surgery, radiation therapy, chemotherapy, more than 50% of these folks continue to smoke because it’s that hard to give it up.

The vast majority of smokers do want to quit. One out of every three every single year attempt to quit and they fail. The reason they fail is really because it’s such an intense nicotine addiction that starts when they’re teenagers. We know that until we’re in our mid-twenties, our brains continue to develop and especially the small neural-circuits in our frontal temporal regions of our brains really control impulse control and our decision-making capacity and that those neural-circuits can be remodeled and rewired under the influence of nicotine. Of course we know the young people are under immense peer pressure as well and they also tend to pursue sensation seeking and that really creates a neurologic perfect storm, if you will, for our teenagers for nicotine addiction.

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We’re facing a new epidemic at this point and time with e-cigarettes. Research suggests a very high rate of conversion from the e-cigarettes to normal tobacco products and we now risk this whole new generation with a potential of lifelong addiction to nicotine.

Tobacco 21 focuses on reducing exposure to nicotine during the critical period between ages 16 to 21 when youth are most vulnerable to both experimentation and to addiction. At the KU Cancer Center we stand ready to treat cancers in our community as we do on a regular basis, regrettably far too much related to tobacco related cancers. We really cannot handle the wave of cancers coming down the road and it’s in our best interest and it’s in the community’s best interest to do anything we can to prevent cancer. We are in our drive for comprehensive cancer center designation and a major component of comprehensive designation is preventing cancer, not just treating cancer, but preventing cancer. Really Tobacco 21 is a very important step in that process.

Thank you for giving me the opportunity to speak tonight and I would now like to turn this over to Ms. Rebecca Garza who’s going to talk you through this in a little greater detail.

Rebecca Garza, Tobacco Free Wyandotte Coordinator in the Healthy Communities Division of the Wyandotte County Health Department, said I’m proud to say I’m a Rosedale resident. Tobacco 21 is a proposal to increase the minimum age of sale and purchase of tobacco products, e-cigarettes, paper products and paraphernalia to 21. The great thing about this policy change is that we have an example of what happens if one community in a metropolitan area does this policy change. Needham, Massachusetts pictured there in red is a suburb of Boston. It’s surrounded on all sides by Boston itself or other suburbs of Boston and they passed their Tobacco 21 policy in 2005 and when they did in the first five years that they had Tobacco 21, they saw a 46% decrease in teen smoking. At the same time, of course there are national and regional educational campaigns targeting youth about the dangers of tobacco, but the 16 surrounding communities only saw a 20% decrease in teen smoking. You can see just how effective adding that Tobacco 21 policy is for a community.

The Institute of Medicine confirmed this with a publication that came out in March of this year which suggested that teen smoking, the 15 to 17 year old range, would be reduced by 25% with Tobacco 21. That really is all to do with social circles. In our high schools 80% of our high school seniors are 18 when they graduate. All of those 18 year olds are able to provide tobacco products to their younger classmates and friends. When you raise that age to 21, you really cut off that social supply chain which keeps tobacco out of our high schools. You see that
effectiveness drop off a little bit as people get older because as you grow into your 20’s your social circle is so much more expanded.

The great thing about this policy change though is that we won’t see that short term impact on our local business owners because there’s only 2% of tobacco sales that are attributed to those younger populations. Where you will see the impact is with private business owners, like John was saying, that almost $6,000 of access cost is on a private employer when they employ a smoker. This really is an urgent issue for Wyandotte County because 25% of our population are current smokers so you can see why the KCK Chamber is here with us today.

Another important thing about the age of 18 is that it’s a time when our teenagers and our young adults can choose to defend our country, but the thing about tobacco in the military is that tobacco really does undercut our military readiness and harms individual performance. Our wounded warriors who smoke suffer from increased complications and delayed healing. Tobacco use actually cost our Department of Defense $1.6 billion annually so one of the best things we can do to support our military is to make sure that our teens are not getting addicted to tobacco this young. That’s why these policy changes are so popular. I’d like to point out that when I presented this slide to the standing committee a few weeks ago, the number of municipalities was 94, but as of earlier today the entire state of Hawaii and 105 municipalities outside of Hawaii have enacted Tobacco 21 policies.

This is an out-of-date slide because now, like Scott said, with 106 municipalities with Kansas City, Missouri, so well over 14 million people are living in Tobacco 21 communities and that’s because it’s a very popular policy change among organized state adults. Three quarters of adults favor raising the minimum age of tobacco to 21. This was a poll done by the CDC in 2014. Another portion of this poll that isn’t pictured here is that 70% of smokers also favor raising the age. I think you’ll find that support here in Kansas City, Kansas. You can see just a small portion of the over 135 organizations that are currently endorsing today.

I’m going to turn it over to Christy to tell you a little bit more about why this is so important for our Kansas City, Kansas community.

Christi Nance, current student in the Master of Public Health program at the University of Kansas Medical Center, said I’m here tonight as a Kansas City, Kansas resident in the Rosedale community and also as a young adult.

Not very long ago I was actually in the same shoes as a lot of our youth that we’re trying to target with Tobacco 21 and I was in those first few months of high school and I was trying to...
find the crowd I fit into and who I was going to hang out with for the next four years. That’s a pretty pivotal point in your age or in your youth. I went to a few parties in those beginning months and I remember cigars and cigarettes just being passed around like it was nothing. Everyone was taking a puff. It made it look like it was cool, everyone was doing it. It’s crazy to think back now I was 14 then and I had access to tobacco and something that could potentially I could be addicted to for the rest of my life. It’s no wonder that 90% of our current smokers start before the age of 21.

Tobacco 21 will hopefully decrease the access to tobacco that our youth have and hopefully stop them from picking up that first cigarette or e-cigarette now or any other tobacco product.

Mayor Holland said we appreciate everyone who has spoken tonight. Is there anyone else who would like to speak related to this topic? If so, please come forward at this time.

Luciano Martinez said today I’m here to talk about the importance of increasing the minimum age of selling and purchasing of tobacco products to 21.

I’ve been living in Wyandotte County for the past nine years and I have noticed the impact that tobacco has been with our youth and population. As a teenager I can still remember the importance for me to fit into a group and every member eventually is trying a cigarette to impress others. I believe that almost everybody around that age tried to do the same thing just to fit into a group. That is why it’s important to move the minimum age to sell and purchase tobacco products to 21.

As a young adult and as a community health worker I have also seen how the population struggles to quit smoking and it is especially hard for those who started smoking at an early age. Changing the age to 21 will not only stop teenagers to smoke at an early age, but it will make a change for our upcoming generations.

Mayor Holland said I see no one else coming to the microphone to speak. I’ll close the public hearing portion of this meeting and turn it over to the Commission. If there are any statements that the Commission would like to make, I will lead off and say I’m very supportive of this. I think Healthy Communities Wyandotte has made tobacco cessation one of our priorities. There are a number of factors, about 35 factors, that led to Wyandotte County being ranked at the bottom and near the bottom in recent years in overall health and tobacco usage is one of those.
particularly in a community that lacks a lot of access to health care to have smoking is an increased problem.

The opportunity for us to reduce smoking among our young people especially and to give them a leg up in the future is big. As an employer with 2,200 people at the Unified Government we spend on an annualized basis about $28M a year on health care and reduction in smoking could substantially save our money as we are self-insured. With our own employees helping our employees make healthier choices and to save us money, that we can invest in other things. I’d much rather invest in employee raises than increases to health insurance.

This is an opportunity that we have as the Unified Government to join up. We did have an opportunity, we were actually ready last week, but we wanted to partner with Kansas City, Missouri and do a joint roll-out together as a part of this initiative. Working with Sly James on this, he feels strongly about it. I know our communities share many of the same needs and the opportunity to do this together with Kansas City, Missouri and Kansas City, Kansas is a special privilege. I think it sends a clear message to the rest of the metropolitan area, an opportunity for the rest of the metropolitan area, to follow suit and to the right thing as well. Let’s eliminate teen smoking in the entire metro area and get everyone started off on the right foot.

I appreciate everyone who’s worked on this project and it’s a privilege for me to be here tonight to be a part of this historic action.

Commissioner Kane said I did get a lot of emails about this today which is interesting. Probably 95% of them were not people who live in Wyandotte County. That makes it even more interesting. At lunch I was talked to by a guy that doesn’t smoke and I don’t smoke either, but he said why should you dictate to us what we can or we can’t do. We hire policemen at age 18, we hire firemen at age 18, sheriffs at age 18 and we let people serve our country at age 18. Some of them when they serve their country they end up loosing their lives, but if they came to Wyandotte County on their break they couldn’t buy a cigarette. We get mad about the state dictating to us what we do with our municipalities and yet now we’re going to dictate to the people that live here or the people that come here. We’re to govern, not to dictate, and just so you know my Mom died of smoke related cancer, but that doesn’t give us the right to say you have to do this or you have to do that because we said so. It’s our job to listen to the people. I haven’t heard anybody that’s living here say boy I’d really like to see this happen other than the Mayor.
I feel very strongly in opposition of it and I don’t think it’s our job to tell—they can vote and I’m not smiling about this at all, like you are, because I’m dead serious about this stuff. This isn’t a joke to me, it’s not a joke to the community either. You can sit in the audience and smile all you want, but it’s not appreciated.

**Commissioner Bynum** said I do support it number one and secondarily could we clarify that what we’re asking in our ordinance change, is a change in purchase and we’re not criminalizing the position or use of tobacco for those between the ages of 18 and 21. Is that correct? **Ms. Brown** said that is correct Commissioner. It’s just the retail sale of tobacco and electronic cigarettes.

**Mayor Holland** said I don’t see any other commissioner’s wishing to speak. Commissioner Murguia had asked that I come back to her at the end.

**Commissioner Murguia** said I just wanted to say a couple of short things. Ms. Brown, I really appreciate all of your hard work on this. You’ve done a fantastic job and everybody has commented on how great you are to work with. I also want to say thank you to the Administrative Standing Committee who were nice enough to move forward a concept on an ordinance change and I really appreciate that.

Mayor, thank you very much for moving this forward to the full commission agenda. I really appreciate your advocacy on this issue. As I said early on in this meeting the Tobacco 21 team and their advocates have done a fantastic job on the presentation and I think their arguments are very clear. I am proud to be asked to be this political spokesperson on this issue. With all of that said I would move for approval.

**Action:** **ORDINANCE NO. O-65-15, “An ordinance relating to raising the age to buy tobacco products to 21 years of age in the City of Kansas City, Kansas, amending Section 22-204.”** **Commissioner Murguia made a motion, seconded by Commissioner Johnson, to approve the ordinance.** Roll call was taken and there were six “Ayes,” Murguia, Johnson, Markley, Bynum, Walker, Townsend and one “Nay,” Kane.
Mayor Holland said because there are six votes I don’t have the opportunity to vote, but I’d like the record to show my support for this ordinance.

Thank you all very much. It is Tobacco 21 in Kansas City, Kansas and Kansas City, Missouri.

ITEM NO. 2 – 15246...RESOLUTIONS: AUTHORIZING EXECUTION OF DEVELOPMENT AGREEMENT & SET PUBLIC HEARING

Synopsis: A resolution adopting execution of the Development Agreement and a resolution setting a public hearing on December 17, 2015 to consider establishing a CID regarding a $50M proposal for a 250 unit luxury, market rate multifamily project and 3 story parking garage in the Legends, submitted by George Brajkovic, Economic Development Director.

George Brajkovic, Director Economic Development, said just for the record, I’m not a smoker, but I am trying to get over bronchitis so if I start hacking during the middle of this presentation I wanted the record to be clear.

Let me make a couple of quick introductions from the developer’s team. Steve Coon with EPC Development, John Hansen with Integra Realty Services was part of their team as well as John Synder with Dentons, he’s counsel to the developer on this. You guys probably know
Todd LaSala. Since Leonard he actually was counsel to the UG on this. She’s not here tonight, but I need to recognize Anna Krstulic with UG Legal. She had a large role in this project as well.

What we’re here for tonight again is to discuss a proposal for a new multi-family project with a structured parking garage and the Legends. This item actually came before EDF Standing Committee back in April so we spent the better part of the year going back and forth on negotiating. We felt that both sides, both the developer’s team and staff, really had a solid proposal to put before you tonight. Again, what we’re going to ask for tonight is for you to consider the development agreement and we have a short presentation that kind of rolls through what the project is. I’ll turn it over to Steve so that he can talk a little bit about their concept and since EPC is a new developer to Wyandotte County, but not new to the metropolitan area, I hope he spends a little bit of time kind of talking about some of the cool projects they’ve done in the metro.

At the end of the night what we’re looking for really two actions: 1) adopt a resolution authorizing the execution of the development agreement and then secondarily, adopt a resolution setting a public hearing date of December 17, 2015 to actually consider establishing
the CID so the Community Improvement District or CID is one of the incentive components in this deal.

Having said all that let me start with where the site is. This is an aerial shot looking down on the Legends. If you look to the left of where that red arrow is that’s Target. You see Community America Ball Park down below that. It’s a currently vacant 2.5 acre piece of property. There is a Residence Inn that’s under construction that this aerial doesn’t show. It’s just to the south of that, but you’ll see directly to the east there’s a current three story parking garage that’s in the area. This project would actually propose connecting that garage with this new garage and then the multi-family units would be then constructed above the new parking garage. We’ve got some slides that show that in a little more detail.
Again, some of the details before I ask Steve to talk about the project, the team is EPC Real Estate, Legacy Development formerly Red Legacy, and KKR represent the current property owners and then Humphrey’s Architects were involved on the design aspect. It is about a $50M total capital investment. Again the three story parking garage and we’ve got a delineation of what’s public parking vs. private parking that would be dedicated to the apartment project. That’s important to remember because later in the presentation as we talk about how the CID incentive was calculated, the project is looking for incentives to help pay for public parking not the private parking component and I mentioned the bridge connection already.

In total it’s approximately 240 units. I think we can probably get up to about 250, but for the development agreement we called out a minimum and again market rate one and two bedroom units by design which is kind of that general nature of other multi-family projects we’ve considered in that same corridor. With that, let me turn it over to Steve Kuhn and let him kind of talk about the design element and the other projects they’ve done. Then when he’s done we’ll roll through the incentive structure for this project.

**Steve Coon, EPC Real Estate Group**, said we’re a local Kansas City company started about 15 years ago. We specialize in apartments. We are currently working on our tenth project mostly in Kansas City and we’ve gone to Arizona and Dallas.
We’ve been very active in the last four or five years building high density urban projects and it’s interesting that in the past urban projects like this were primarily in the downtown urban core. What we’ve found is that people like living in higher density projects even in suburbia. They like the lifestyle that’s provided and the conveniences that if you can surround four or five story apartment project with the amenities like we have at the Legends, people will want to live there.

We’re developing it all over town. We have a project in Overland Park—we’ve actually done three projects in Overland Park, another project in Lenexa, one in the downtown Crossroads area, so we’ve really come to know and understand what people want to rent and the lifestyle that they’re looking for.

When Legacy came to us and said hey do you want to co-develop this with us we instantaneously knew that this was a great opportunity because of what the Legends has become. It’s not just the race track or the casino or the ballpark, it’s the 31 restaurants, it’s the thousands of jobs that are being created with Cerner and others. It’s a beautiful mix of employment, entertainment, places to shop, to dine so what we’re most excited about is that this is great opportunity to take what’s already great about the Legends and make it better and complete and we’ll have 300 to 350 people living there that will be shopping and dining and going to the bars and restaurants and walking around and making it more of a full complete mixed use destination. It’s a great opportunity for us, it’s a great opportunity for retailers in the Legends, and for the city and the town.
It’s a little bit about us. A little bit about the design where it is a three story garage. We’re putting five stories of apartments on top of it. We have an architect out of Texas that’s particularly good at this type of layout and we’ve been very happy with them. The design is different than I think anything else in town. We have quite a bit of glass and a lot of metal on the outside so it’ll give it kind of a contemporary urban feel that I think will be very complimentary to the architecture of the Legends itself. I think it will blend in very well architecturally.

This is a shot from the Yard House if you were walking out the front door of the Yard House. This is looking toward a very highly developed corner. You can see the lower glassed areas are leasing office and where you enter there’ll be an elevator to take you up. There are three levels of garage. There’ll be an elevator on each of those levels that’ll take you up to each of the levels of the apartments. I don’t have a picture of the interior courtyard, but it’s going to be really nice. Nice pools and barbecue pits and fire pits and just a very—it’s going to be a great place to live. It’ll be something we’ll all be pretty excited about when we get it built.
Our first project we built in 2012 is Village at Mission Farms at 435 and Mission Road. This is a first luxury apartment that has been built. High density apartment with a garage that’s been built in the Kansas City area probably since WW11 and a lot of people said we couldn’t do it because really this product type had not been built in the city before.
We’d seen it in other cities and we leased it in record time and it’s been very successful. Another project is—oh that’s the inside. You can see the community center.

This is 51st and Main. We opened that up last Spring and we’re almost full. It’s right south of the Plaza. It’s got retail on the first floor and apartments above. It’s been very successful and very popular.
The project that’s currently under construction close to downtown Overland Park at the corner of Metcalf and 80th Street. The corner feature is office and we have about 6,000 feet of office and 10,000 feet of retail and 200 apartments. The notable thing about this is we work with the city of Overland Park for about a year. They had adopted the vision Metcalf wanted to develop the Metcalf corridor and we were the first mixed-use project in the vision Metcalf corridor and the city was extremely excited about it.

That’s a little bit about us. Appreciate you considering the adoption of the resolution tonight. I really believe this is going to be an extremely exciting addition to the Legends so thank you very much.

**Requested Incentive Structure**

- **IRBs**
  - Expected issuance amount $50M
  - 10 year PILOT, calculation based on prospective market value
  - 2014 Base taxes – annual estimated $9k
  - Year 1 PILOT projected $300k

- **CID**
  - 0.6% sales tax add-on, would move total sales tax to 10.325%
  - Proposed District boundaries
  - CID Cap $14M
  - Eligible expenses exclude developer and legal fees

**Mr. Brajkovic** said real quickly then the Requesting Incentive Structure, you’ve seen this model a lot and really in the most recent history and really the projects we do in the western corridor make use of Industrial Revenue Bonds to help finance the project and also qualify for depending on how big of an investment it is up to a 10 year PILOT.

For this project, I mentioned earlier, it an expected issuance of about $50M. Again, that qualifies for a 10 year PILOT. What is different about when we do industrial projects with IRBs we typically roll over to our tax abatement policy and try to come up with an abatement percentage that the project qualifies for, but it’s been our practice for multi-family projects that we typically try to determine a prospective market value and then set that value for that 10 year
period. That’s what we’ve done here as well. To give you an idea when we started talking about this project, that whole area in terms of the Legends underlying ground, we determined that there’s an annual estimated tax payment of about $9,000 off that 2.5 acres.

With this project and the PILOT structure we have, year one of the PILOT is projected to be actually, I have $300,000, it’s a little over $300,000 a year; so you can see what kind of revenue impact that project has upon year one of completion. That’s the standard incentive we bring, but what’s a little bit unique about this project is that they’re building a three story parking structure.

The developer asked for some other relief related to the construction of that. From staff’s perspective we haven’t really taken a position to ever subsidize a developer’s cost for parking. I think from a staff’s perspective we’ll stay strong on that, but this one was fairly unique in that of—again it’s a three story structure, we think it’s about 600 spaces total. Of the 600 spaces, 350 have to be reserved for public parking. In the ratio when we determine what the CID Cap would look like for this project, that 350 public parking spaces, that was the number we used in the formula to determine what kind of value on a per space basis we’d want a public incentive to pay for a public parking spot. That’s how we got to this $14M Cap.

The developer’s cost to actually building that garage with the 600 spaces is estimated to be north of about $22M. We feel pretty strong that this is a good position to be in, however; the CID is requested to be a sales tax add-on and I’ll make note that when we first presented this in April, our projected total sales tax in the Legends or in the proposed district was going to still be under 10%. It was going to be in the 9.9% range, but in the summer we know that the state elevated their portion of the sales tax and so even though this request didn’t change it, does change the total sales tax at the Legends. We wanted to note that again is going to be 10.325% within that proposed district.

The CID legislation or statute is written fairly broadly and there’re a lot of expenses that a developer can submit under the CID. Within this agreement we actually call out what we believe all of us will agree to as eligible expenses and we wanted to note that that does exclude things like developer and legal fees from the developer’s side.

November 19, 2015
Let me touch on the proposed CID District real quickly as well. Again, we’re going to come back December 17th and have a public hearing to consider this. I know that when we initially presented this at standing committee we had excluded all of the UG assets including Community America ball park and Legends 14 Theatre.

We’ve been discussing the potential sale of Legends 14 Theatre and we feel that we’re close enough in that potential sale to actually include the theatre now as part of this overall CID District. It is slightly different and I know some of the commissioner’s at standing committee had very specific questions about why we would not want to include any of the UG assets. For the ballpark we’d still like to exclude it because in the event that there’s a need to do any sort of improvements or something, it’s nice that flexibility you know that there’s not a CID layered on that particular component.
There’s some Expected Future Actions, but before I get into that let me ask Todd to come up. I know we submitted an executive summary and so the Requested Incentive Structure briefly touches on some of those, but I think there’re some other key points to this deal that I’d like Todd to briefly go over with you.

- Create CID
- Resolution of Intent for IRBs

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**What are we here for tonight?**

- Consider the Development Agreement
- Adopt Resolution authorizing the Development Agreement
- Adopt Resolution setting December 17, 2015 as a Public Hearing to consider the CID
Todd LaSala, UG Counsel from Stinson Leonard Street, said I would like to touch very quickly on two or three things. Two are about the financing and then there’re two others. On the financing, I wanted to point out that on the CID whether we issue bonds or it winds up being pay as you go, either way George pointed out that’s really about building that parking garage and those public spaces. This development agreement includes a 10% holdback on that CID money. The developer can’t have access to it until such time as they have completed the parking garage. That’s a good protection for the city to make sure that the parking garage gets built.

2) On the IRBs, as George mentioned, that there is an agreed to PILOT structure over the 10 year term of the IRBs. I wanted to point out that this agreement, like your other development agreements, has LBE/MBE/WBE requirements. The developer has agreed that if they fail to meet those MBE/WBE/LBE goals that the PILOT structure actually increases. If you look at that PILOT schedule, you’ll see a second column that shows increases in the event that they were to fail to meet those obligations.

Two other things very quickly. There’s a parking garage right next door to the parking garage that will be built as a part of this project. The development agreement contemplates a connection point, a vehicular bridge that attaches those two parking facilities. Currently the UG owns that existing parking structure that’s there right now. That structure was built with STAR Bonds as part of the original transaction and as a result of that we were required to own that for a period of time that those original STAR Bonds were outstanding. That portion of the STAR Bond debt is now paid off and so we now have the ability to sale that parking facility to Legends KKR. That’s what is intended and so there are some provisions in this agreement that speak to that sale that is forthcoming and will probably happen at the end of this month.

One final thing I’ll mention, there’s a completion date in this document in that the developer is required to complete these improvements and deliver this facility by April 30, 2018. I wanted to point out all of those handful of things that are all in your executive summary, but also happy to answer any questions.

Commissioner Walker said I guess I have a question I’m not sure who can answer it, Mr. Coon maybe you. If we adopt this what is the anticipated time of—estimated time of breaking ground and getting started?

Mr. Coon said the question is what is the anticipated breaking ground time? It will probably
take us, depending on how quickly we can get through permit review, that’s always a big question, but typically about seven months so I would think the beginning of the summer. **Commissioner Walker** asked how long is construction. **Mr. Coon** answered typically 18 to 20 months. **Commissioner Walker** asked do you have a contractor. **Mr. Coon** said we do not. We’ve been talking to several, but have not made a selection yet. **Commissioner Walker** said thanks to our Governor we can’t require prevailing wage on any project and I would not suggest that you in any manner what your business practice would be, but it is firmly my belief that people trained in the labor skills, in carpentry, electricians so forth build a better more permanent building than those who do not. For what that’s worth to you, I think there’re a lot of people in Wyandotte County that feel that way.

**Commissioner Kane** said Commissioner Walker caught some of my storm there. We would like you and we can’t make you, I would love to make you, use the local people, the union folks, but as Hal said we’re specifically trained in that. It’s the group I work with and lots of others and we would prefer a local contractor verses somebody from out of state. George, you always do a good job. Does Piper School District know about this? **Mr. Brajkovic** said yes. I’ve had discussions with Tim Conrad the Superintendent. I don’t know if anyone from the development team has met with him, but they realize the revenue impact. It’s not just a tax revenue increase for us to do the project, its some more revenue increase for them.

**Doug Bach, County Administrator**, said I just wanted to make a couple of comments that staff worked hard with through this project. As George went through and explained the nature of the IRBs, again that is in keeping with the directive of this Commission that we find a way that entities that come in and do large projects in our community we establish the tax value of those. Then they are not in a position that we go out we are fighting for appraised value for the coming years after they build which was a problem we had with many of the developments when they came into the Village West area. This clearly takes that into account. As George explained, we’re setting 100% value of this establishment and that is what they are paying taxes on according to this IRBs structure. That is set forth and we know that. What that amount is for the coming years the school district will be able to see that and they’ll know what that is in the coming years.

George also did a good job of explaining that the CID is directed toward an incentive for

**November 19, 2015**
what increases public parking. That was also an initiative the Commission had set out or noted that we need to make sure if we do additional projects that we are providing additional public spaces in the Village West area and this project sets forth those. This is in keeping with the issues that were set out for standing committee last time it was before you. I wanted to congratulate George and staff for the way they really worked hard to make sure they kept specific initiatives that the Commission had set forth within this deal.

**Action:**

**RESOLUTION NO. R-100-15,** “A resolution authorizing the Mayor to sign the Development Agreement for Legends Apartment and Garage by and between On Goal and the Unified Government, and all other documents and agreements contemplated by these documents in substantially the form presented to and review by the Board of Commissioners on November 19, 2015, with such changes therein as shall be approved by the officers of the Unified Government executing these documents, such officers’ signature thereon being conclusive evidence thereof.” **Commissioner Walker made a motion, seconded by Commissioner Bynum, to adopt the resolution.**

**RESOLUTION NO. R-101-15,** “A resolution calling and providing for the giving of notice of a public hearing to be held on December 17, 2015, on the advisability of creating a Community Improvement District in the City of Kansas City, Kansas to be known as the Legends Apartments and Garage Community Improvement District and regarding the Unified Government’s intent to levy a Community Improvement District Sales Tax within such district and issue Special Obligation Bonds.” **Commissioner Murguia made a motion, seconded by Commissioner Johnson, to approve the ordinance.**

**Mayor Holland** said I would like to also just reiterate this looks like a great project. We’re very excited about adding the housing component to Village West. That’s been a missing piece. We’re trying to grow office, we’re trying to grow the housing and they’re supporting one another in the growth. I think this is going to be big. I love adding additional parking spaces to the Yard House because that’s an important restaurant for me, but I think this is a great project that continues to build the density out west. Just to reiterate, Doug said it again, we’ve all said it;
the PILOT structure is not a tax abatement. They’re paying full freight for 10 years and there’s no arguing in court. It’s a great opportunity for us and it’s a win-win for the developer as well as the city. They get the Industrial Revenue Bonds and we get the assurance of directed revenue coming back into the city.

Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

**ADMINISTRATOR’S AGENDA**

**ITEM NO. 1 – 15243...PRESENTATION: ADMINISTRATOR’S QUARTERLY REPORT**

**Synopsis:** Administrator’s Quarterly Report.

Mr. Bach said earlier today as you are aware I usually submit—we usually go over the quarterly report during a special session. That’s what we did the last time around. I spent a fair amount going into detail. That was before my last review.

This afternoon this document was submitted to you in detail by electronic copy. It’s also attached to our agenda so anyone from the public can go back and pull it up if they go through the detail. Unless the Commission likes, I will just go through a few highlights of tonight’s

November 19, 2015
In Public Safety I’ll just note we’ve had our on-going labor negotiations with the Police, Fire and the Sheriff’s Department. We resolved that with the Police Department and then we’re actively working with the other two. Also, we resolved that with the Dispatch Unit.

On-going Fire Study, we had our initial report that came out in that regard so that was definitely a highlight at that time. Then we have on-going work to bring that forward as we develop our strategies for implementation. Our Detention Study is ready to come back. It will be there. Essentially we’ll be seeing some of the review stuff in December, but it looks like it’ll be January before we’re able to present that to the governing body; just where we are with that report.

We’ve established posting of police and fire application procedures. We’ve initiated the RFP process for the Police and Sheriff Operation Study.

November 19, 2015
Public Safety
Police Department

• On going programs
  – High School interaction with youth – car stop video
  – Ongoing Active Shooter Training
  – Safety 1st – Courtesy Always Program

• Evaluation of Body Camera Equipment purchase and completion of draft of Body Camera Policy - next step working with Community Stakeholders

• 4% increase in violent crime, 6.7% decrease in property crimes; 5.5% decrease in target crimes – hoping to reach target of overall 10% reduction in violent crime

• New Hiring process ready to implement for 4th Quarter

• 66% of department CIT trained

• Animal Shelter in compliance with Kansas Department of Agriculture per the Kansas Animal Pet Act

• South Patrol – direction from Standing Committee to advance project

• Police Department receives CALEA Accreditation

Infrastructure

• Debt financing and bond resolutions were assembled for 2016 funded projects, and a presentation delivered to the Public Works Standing Committee in October on upcoming 2016 construction

• Bids were opened on Stony Point drainage project, 2015 Safe Routes to School sidewalks, and Leavenworth Road intersections (55th & 72nd)

• Construction progresses on the Kaw Point Solids Dewatering facility, which will serve our future wastewater processing needs

• Briefings were given to individual commissioners on the 2016 NSRP plan

• Oak Grove Road, 53rd to 55th Street was completed and opened to traffic – in time for the opening of Oak Grove Elementary

• High volume of Engineering of the month calls were received and responded to – mostly in response to the frequent rains this summer

November 19, 2015
I’ll notice on a project list we opened several different futsal courts. They’re listed up here: Bethany, Highland, Welborn and Westheight. Those are all ones that worked with existing tennis courts so we were able to do a double surface at each of those and then we’ll be moving forward with the additional ones in the springtime for the new courts. CNIP sidewalk projects are listed here and other bid openings for other projects and Safe Routes to Schools are on this sheet.
Customer Service

- Core 4 Colloquium hosted by UG—Senior Manager’s participated in on-going 4 county partnership to identify and develop solutions to common issues that have no regard to county lines or borders
- Treasurer’s office implements customer service survey through Awesome Q
- HR Customer Service training on-going with employees
- Introduction with new employees during orientation sessions
- NRC Worked 4,261 Code Enforcement Cases
- Bids out for Residential Water & Sewer Line Protection Program

Customer Service Cont.

- Area Agency on Aging selected to receive $10,000 from Meals on Wheels in addition to monies already being received
- Staff presented to the Mid America Regional Council’s Planner’s Roundtable on urban development strategies such as our Narrow Lot Design Standards and Traditional Neighborhood Design Ordinance
- Vending Machine Presentation to Board of Commissioners
- Health Department
  - Disease Control staff completed the development of a Surge Disease Investigator training toolkit to be used throughout the state of Kansas.
  - Immunizations were given to over 1000 children
  - Installed card readers for debit cards
  - 2 employees completed the Certified Healthcare Emergency Professional
  - Staff attended the National Association of Cities and Counties Health Organization (NACCHO) annual conference in CMO; food emergencies training; KPHA Annual Conference; Fugitive Dust and Advanced Inspector Training; Region 7 EPA meeting; and the Kansas Public Health Accreditation Readiness Training
Customer Service, we had several active events in Parks and Recreation, our second annual Christmas lighting at Wyandotte County Lake, we also had the river race at Kaw Point which continues to draw large numbers down to that event; our Back to School give-away at Parkwood Pool and our Hunter Safety Course at Wyandotte County Lake is always a huge draw in that area and there are several others that are listed.

Innovation
DOTS

- Worked with District Attorney on Paperless Mobile Warrants, looking to expand from major call-outs (Homicides, Traffic fatalities, etc.) to include drug warrants, and blood samples. Should be done within a year
- Public_UG Public WiFi Access routed through Google Fiber
- Completion of Budget Software upgrade
- PaperVision Upgrade for Register of Deeds
- Deployment of Service Manager Help Desk Citizen Self-service 311 portal
- Worked with KCKFD for Internal SharePoint/Collaboration needs used by KCKFD Staff
Economic Development

- Consultants selected with schedules for the three major 2015-2016 planning initiatives. K-32 Corridor Study and Quiet Zone Study, Rosedale Master Plan and Sign Code Revision
- PQ Corporation continued strong in investments in its KCK facility with $4.5 million in investments, new and additions
- Dairy Farmers of America began site work on its new headquarters, $1.2 million in grading and utilities
- Fultan Nissan began construction of dealership at auto mall adjacent to Schlitterbahn
- Sunshine underwent $4.6 million in remodeling/improvements (2nd & 3Q)

Economic Development Cont.

- Small Business — Develop policy for city-wide Business grant awards, funded by bond issuance fees from larger scale projects
- LED Lighting – Project with new Business in Downtown LED 2 – in UG buildings and streetlights in downtown
- Tourism
  - US Soccer – Issuance of $64M in STAR Bonds to finance NTC
  - Schlitterbahn – Expected issuance of $84.65M STR Bonds in October for Waterpark and Auto Mall Development
- Public Levee – On-going 300,000 square foot facility development

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Economic Development
Cont.

• Turner Commerce Center – 130 Acres – former defunct residential TIF, $69M capital investment, $1M of new industrial space, expected 600+ job creation, average salary $42k
• Legends Apartments – On-going negotiations with RED legacy announced to construct a $40M multi-family structured parking garage in Legends Shopping. 250 Market Rate Units with parking structure adding 350 more public parking spaces

Housing

• 34 single Housing Permits issued
• NRC Conducted vehicle blitzes throughout the City sighting numerous violations during each blitz
• Continued preparation for Tax Sales, implementing change to bidder registration—now begins 30 days prior to tax sale

Education/Workforce Development

• Core 4 Youth Career Expo (September 2015) - Hosted by leaders of the Kansas City metro’s four core local governments. Interactive event introduced area junior and senior high-school students in local government. Event featured more than 50 exhibitors from local government, as well as representatives from colleges, universities and employment resource agencies. Students explored career paths expected to be in high demand over the next five to ten years and learn about youth-oriented employment opportunities, such as job shadowing, internships and mentorships.

There are some notes here on Housing and you can see where we continue to do project blitzes through different neighborhoods in the community, but I want to note a notable event under our Education/Workforce Development. This was really a partnership we did with our Core4 Group where we came in and hosted—well it was over at Bartle Hall, but we hosted it with them. Put together a large event for students in junior and senior high school area. A great event where we

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were able to take various units of local government over there particularly to talk about what the many opportunities are for the youth if they want to look at things they can do in various areas of local government. I think that’s often an area that as we looked at it from local government administrator’s that people overlook. All of us employ thousands of people in the metropolitan area and to make this available for our youngsters.

In the area of Multi-Modal/Transportation, we’ve initiated discussions with Edwardsville about providing service in that area. I’ll also note our ridership increased by 10.41% bringing this up and that department will be presenting to standing committee here in the near future to give additional details.
Healthy Communities
Parks & Recreation

- Fall Youth Sports – 415 Participants
  - Volleyball
  - Flag Football
  - Soccer

- Fall Adult Sports – 30 teams
  - Soccer
  - Volleyball
  - Softball

- 4 Volleyball Tournaments at Rosedale Park hosted by Heart of America
- Amateur Disc Golf Tournament at Rosedale Park
- 5K runs
  - Trail Nerds hosted 5 runs at WYCO Lake, runs included 5k, 10k and 20 mile runs
  - Foam Run 5K at WYCO Lake
  - Summer Intro Trail Run at WYCO Lake

Healthy Communities Continued

- Health Department
  - Hosted Annual Women’s Health Fair in May at JFK Community Center in recognition of National Women’s Health week
  - Held 1st Fetal Infant Mortality Review (FIMR) Community Action team meeting which reviewed the first set of FIMR chart review Committee’s recommendations.
  - Health Department received funding from Greater KC Healthcare Foundation for $56,000 to help fund the 20/20/20 campaign which is a community level campaign setting goals to build 20 miles of high priority sidewalks, 20 miles of trails and 20 miles of bike lanes by the year 2020
Just noting too that one of the last areas I’ll point out is the Third Quarter report. During the third quarter we also adopted a budget during that session. Just one small task we finished. Seems like a long time ago now, but before we get started we can recognize that we had that one take place.
Also did a major issue for the US Soccer STAR Bond Financing Project which today had the notable event where they announced their new name of Children’s Mercy Park for Sporting KC was a big announcement. Even bigger to that point was their announcement that that partnership with Children’s Mercy is leading to a new state of the art youth facility for rehab that they’ll be coupling at the National Training Center for US Soccer that’ll be building here. This is really a national opportunity that shows the vision of going forward with this project and catapult us into seeing additional subsequent development that will build in and around this. That announcement being on my report today, but just noting that here before we even really break ground with it we’re already seeing the fruit of the labor of how that project is paying off.

Also noted here is the continued marking of the Hilton. As George mentioned in his other the advancing the sell of the Legends 14 Theater which is nearing our closing time so we will see that move to final in the near future.

Mayor, that concludes my quarterly report. If there’s anything additional you’d like for me to report on I will, but as I said the information is all there for the commissioner’s. You should have it and you can read through the details of what’s been submitted to you.

**Action:** For information only.

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Mayor Holland asked if there were any questions or comments regarding the Administrator’s report. Seeing none thank you Mr. Bach for your excellent work. Now, that is our last item.

COMMISIONERS’ AGENDA
No items of business.

Mayor Holland said we will adjourn in this capacity and I will call us back to order as the Land Bank Board of Trustees.

LAND BANK BOARD OF TRUSTEES’ CONSENT AGENDA
Mayor Holland said that concludes this portion of our regular meeting. We will adjourn in this capacity. I’ll call us back to order as the Land Bank Board of Trustees. We have the Consent Agenda before us. Does any member of the commission, staff or any citizen left in attendance tonight wish to set-aside any item on tonight’s consent agenda. If you would please step forward and do so otherwise all items will taken together in a single vote based on the committee’s recommendation.

ITEM NO. 1 – 15196...COMMUNICATION: LAND BANK APPLICATIONS
Synopsis: Communication requesting consideration of the following Land Bank applications submitted by Chris Slaughter, Land Bank Manager. The Land Bank Advisory Board has recommended approval.

Applications
1512 Garfield Ave-Renewed Hope Christian Center
2020 Springfield Blvd-Walnut Boulevard Missionary Baptist Church
1500 N. 5th St.- Thatcher's Funeral Home
1512 N. 5th St.-Thatcher's Funeral Home

Donations
814R Tenny Ave-Robert Barnes
3023 S. 23rd Cir.-Wells Fargo REO Community Development Program
14141 Minnesota Ave-Weston Associates, LLC

Transfers from Land Bank
1035 & 1037 Freeman Ave.-Heartland Habitat for Humanity
(Habitat is requesting to build a property on the land)

Transfers to Land Bank

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Per the December 2014 NCD Standing Committee presentation, property controlled by the UG, city and Board of County Commissioners that are delinquent will be transferred to the Land Bank to have delinquent property taxes abated.) On November 9, 2015, the Neighborhood and Community Development Standing Committee, chaired by Commissioner Walker, voted unanimously to approve and forward to the Land Bank Board of Trustees.

**Action:** Commissioner Kane made a motion, seconded by Commissioner Markley, to approve. Roll call was taken and there were seven “Ayes,” Murguia, Johnson, Kane, Markley, Bynum, Walker, Townsend.

**PUBLIC ANNOUNCEMENTS**

**Mayor Holland** said one announcement before we adjourn. The Mayor’s Christmas Tree Lighting will be held tomorrow night from 4 to 7:00 p.m. Be here for the festivities. Bring the kids and grandkids. They’ll be an opportunity to meet Santa with goody bags and entertainment. Then at 7:00 I’m honored to say Deputy Scott Wood from our Sheriff’s Department will be there.

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with his family flipping the switch to turn on the Mayor’s tree lighting. It’s going to be a great evening.

The program will begin promptly at 7:00 o’clock. We hope to see everyone there tomorrow night and the weather is going to be beautiful. I’m just putting in a word now. It’s going to be beautiful.

MAYOR HOLLAND ADJOURNED
THE MEETING AT 8:09 P.M.
November 19, 2015

Bridgette Cobbins
Unified Government Clerk M