



Full Commission Meeting Agenda

Thursday, December 7, 2023
7:00 PM

Location: Hybrid

We invite you to view the meeting in person in the Commission Chambers, lobby level of the Municipal Office Building, 701 N 7th Street, Kansas City, Kansas, or virtually via a Zoom webinar.

Please click this URL to join. <https://us02web.zoom.us/j/87154780317>

Or One tap mobile:

+16694449171,87154780317# US

+16699009128,87154780317# US (San Jose)

Or join by phone:

Dial (for higher quality, dial a number based on your current location):

US: +1 253 205 0468 or +1 253 215 8782 or +1 346 248 7799 or +1 669 444 9171 or +1 669 900 9128 or +1 719 359 4580 or +1 646 931 3860 or +1 689 278 1000 or +1 301 715 8592 or +1 305 224 1968 or +1 309 205 3325 or +1 312 626 6799 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847 or +1 564 217 2000 or +1 646 558 8656 or 877 853 5257 (Toll-Free) or 888 475 4499 (Toll-Free)

Webinar ID: 871 5478 0317

International numbers available: <https://us02web.zoom.us/j/87154780317>

<u>Name</u>	<u>Absent</u>
Mayor Tyrone Garner	☐
Commissioner At-Large Dist. 1 – Melissa Bynum	☐
Commissioner At-Large Dist. 2 – Tom Burroughs	☐
Commissioner Gayle E. Townsend	☐
Commissioner Brian McKiernan	☐
Commissioner Christian Ramirez	☐
Commissioner Harold Johnson	☐
Commissioner Mike Kane	☐
Commissioner Angela Markley	☐
Commissioner Chuck Stites	☐
Commissioner Andrew Davis	☐

I. CALL TO ORDER

- II. ROLL CALL
- III. INVOCATION GIVEN BY SISTER THERESE BANGERT, OUR LADY-
SAINT ROSE CATHOLIC CHURCH
- IV. PLEDGE OF ALLEGIANCE
- V. REVISIONS TO DECEMBER 7, 2023 AGENDA
UPDATE: AGENDA UPDATE ADDING NEW ITEMS #2, #3, AND #4
UNDER THE MAYOR'S AGENDA
Tracking #: 212944
- VI. MAYOR'S AGENDA

Item No. 1 - RESOLUTION: SUPPORT OF MEDICAID EXPANSION

Synopsis: Approval of a resolution in Support of Medicaid Expansion, submitted by Irene Caudillo, Chief of Staff, Office of Mayor.

Tracking #: 212938

Item No. 2 - RESOLUTION/ORDINANCE: QUINDARO RUINS PROJECT

Synopsis: Adopt an ordinance and resolution rescinding the previous Memoranda of Understanding between the UG and the Western University Assoc of the AME Church and creating a new advisory committee to coordinate planning for historical attractions and tourism development in eastern Wyandotte County, submitted by Jeff Conway, Assistant Counsel.

Tracking #: 212945

Item No. 3 - ORDINANCE: RELATING TO MEETING TIMES OF STANDING COMMITTEE MEETINGS

Synopsis: Adopt an ordinance amending Appendix C, Section 202 of the 2008 Code of Ordinances related to meeting times of standing committee meetings, submitted by Angela Lawson, Interim Chief Legal Counsel.

Tracking #: 212946

Item No. 4 - ORDINANCE: RELATING TO COMMENCEMENT OF SERVICE ON STANDING COMMITTEES

Synopsis: Adopt an ordinance amending Appendix C, Section 205 of the 2008 Code of Ordinances related to the appointment to standing committees, submitted by Angela Lawson, Interim Chief Legal Counsel.

Tracking #: 212947

VII. CONSENT AGENDA

Item No. 1 - MINUTES

Synopsis: Minutes from the Executive Session of October 26, 2023.

Tracking #: MINUTES

Item No. 2 - WEEKLY BUSINESS

Synopsis: Weekly business materials dated November 9, 2023.

Tracking #: WEEKLY BUSINESS

VIII. PUBLIC HEARING AGENDA

IX. STANDING COMMITTEES' AGENDA

Item No. 1 - ORDINANCE: AUTHORIZING ISSUANCE OF INDUSTRIAL REVENUE BONDS (ECOVYST CATALYST TECHNOLOGIES, LLC PROJECT)

Synopsis: An ordinance authorizing the issuance of Taxable Industrial Revenue Bonds (Ecovyst Catalyst Technologies, LLC Project), Series 2023B in a principal amount not to exceed \$633,537 for the purpose of providing funds to pay the cost of acquiring, improving, constructing, installing, and equipping of an industrial facility located at 1700 Kansas Avenue, submitted by Jeff Conway, Assistant Counsel, and Debbie Jonscher, Interim Chief Financial Officer.

*This item was scheduled to appear before the **Economic Development and Finance Standing Committee**, chaired by Commissioner Burroughs, on December 4, 2023. It was requested, and approved by the Mayor, to fast-track this item to the December 7, 2023, full commission meeting.*

Tracking #: 212872

Item No. 2 - RESOLUTION: SALE OF TEMPORARY NOTES AND BONDS

Synopsis: A Resolution authorizing the sale of Municipal General Obligation Temporary Notes and General Obligation Bonds, submitted by Debbie Jonscher, Interim Chief Financial Officer.

*This item was scheduled to appear before the **Economic Development and Finance Standing Committee**, chaired by Commissioner Burroughs, on December 4, 2023. It was requested, and approved by the Mayor, to fast-track this item to the December 7, 2023, full commission meeting.*

Tracking #: 212837

Item No. 3 - RESOLUTION/ORDINANCE: TOBACCO RETAIL LICENSE

Synopsis: Adoption of a resolution and ordinance approving a local Tobacco Retail License, and amending an existing section, and adding new sections to the Code of Ordinances, submitted by Wesley McKain, Policy and Development Manager, Public Health Department.

*This item was previously heard by this Committee on October 23, 2023. On November 27, 2023, the **Administration and Human Services Standing Committee**, chaired by Commissioner Markley, voted 4/1 to approve and forward to full commission.*

Tracking #: 212876

Item No. 4 - ORDINANCE/RESOLUTION: COMMUNITY BENEFITS FUND

Synopsis: An Ordinance/Resolution creating a new Community Benefits Fund from moneys received as fees paid by developers who are receiving economic development incentives, submitted by Jeff Conway, Assistant Counsel.

*This item was scheduled to appear before the **Economic Development and Finance Standing Committee**, chaired by Commissioner Burroughs, on December 4, 2023. It was requested, and approved by the Mayor, to fast-track this item to the December 7, 2023, full commission meeting.*

Tracking #: 212855

X. ADMINISTRATOR'S AGENDA

Item No. 1 - ADOPTION: 2024 STATE LEGISLATIVE PROGRAM

Synopsis: Adoption of the 2024 State Legislative Programs, submitted by Alan Howze, Assistant County Administrator.

Tracking #: 212939

XI. COMMISSIONERS' AGENDA

XII. LAND BANK BOARD OF TRUSTEES' CONSENT AGENDA

XIII. PUBLIC ANNOUNCEMENT

XIV. ADJOURN

**AGENDA UPDATE
UNIFIED GOVERNMENT COMMISSION MEETING
THURSDAY, DECEMBER 7, 2023**

ADDING ITEMS

VI. MAYOR'S AGENDA

Item No. 2 - RESOLUTION/ORDINANCE: QUINDARO RUINS PROJECT

Synopsis: Adopt an ordinance and resolution rescinding the previous MOUs between the UG and the Western University Assoc of the AME Church and creating a new advisory committee to coordinate planning for historical attractions and tourism development in eastern Wyandotte County, submitted by Jeff Conway, Assistant Counsel.

Tracking #: 212945

Item No. 3 - ORDINANCE: RELATING TO MEETING TIMES OF STANDING COMMITTEE MEETINGS

Synopsis: Adopt an ordinance amending Appendix C, Section 202 of the 2008 Code of Ordinances related to meeting times of standing committee meetings, submitted by Angela Lawson, Interim Chief Legal Counsel.

Tracking #: 212946

Item No. 4 - ORDINANCE: RELATING TO COMMENCEMENT OF SERVICE ON STANDING COMMITTEES

Synopsis: Adopt an ordinance amending Appendix C, Section 205 of the 2008 Code of Ordinances related to the appointment to standing committees, submitted by Angela Lawson, Interim Chief Legal Counsel.

Tracking #: 212947



Report to Full Commission

MEETING DATE	PRESENTER	DEPARTMENT
December 7, 2023	Irene Caudillo, Chief of Staff	Mayor's Office
AGENDA ITEM #VI.1.		
RESOLUTION: SUPPORT OF MEDICAID EXPANSION		
BACKGROUND		
Approval of a resolution in Support of Medicaid Expansion, submitted by Irene Caudillo, Chief of Staff.		
RECOMMENDATION		
Approve		
BUDGET IMPACTS / FINANCIAL CONSIDERATIONS		
IT/POLICY CONSIDERATIONS		
PROCUREMENT CONSIDERATIONS		
LEGAL CONSIDERATIONS		
ATTACHMENTS		
Resolution_ACA Medicaid Expansion_FINAL		

Approved by Mayor and Administrator to add to agenda:

David Johnston, County Administrator

Dated:

RESOLUTION NO. _____

A RESOLUTION SUPPORTING ACA MEDICAID EXPANSION

WHEREAS, the Supreme Court ruled that Medicaid, known as KanCare in the state of Kansas, expansion is option for states under the Affordable Care Act; and

WHEREAS, the Governor of Kansas and the Kansas Legislature must decide to opt into KanCare expansion; and

WHEREAS, the KanCare expansion would provide health care insurance for an estimated 150,000 low income Kansans, including 7,466 Wyandotte County residents, significantly reducing the number of uninsured individuals; and

WHEREAS, those who are uninsured are 3 times as likely to have no regular source of care and twice as likely to report delaying needed care due to cost versus those who are insured; and

WHEREAS, the vast majority of these individuals would otherwise remain uninsured; and

WHEREAS, under the federal law, states pay 10 percent of the cost of covering the expansion population while the federal government pays 90 percent of the cost; and

WHEREAS, in order to reduce the federal match percentage, a majority of Congress would need to vote for the change; and

WHEREAS, the cost of the expansion would be further offset by savings in the provision of mental health services and of medical services delivered in the criminal justice system; and

WHEREAS, state and local tax dollars currently funding those services would be replaced with federal Medicaid dollars; and

WHEREAS, Kansas's health care system has lost out on more than \$6 billion since 2014 by not implementing expansion, and those funds went to states that are participating in Medicaid expansion; and

WHEREAS, federal spending in Kansas at this level has been shown to have a powerful economic impact;

WHEREAS, funds coming into Kansas create or support jobs in the health care sector, and those jobs generate significant economic activity that brings tax revenue back to state coffers; and

WHEREAS, 80 percent of the states in the country, including all of the states surrounding Kansas, have implemented expansion putting Kansas at an economic, workforce and humanitarian disadvantage; and

WHEREAS, as part of the Wyandotte County CHIP (Community Health Improvement Plan), advocacy for KanCare expansion is a strategy for access to healthcare for all.

NOW THEREFORE, BE IT RESOLVED AND ORDAINED, BY THE GOVERNING BODY OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That the Unified Government Board of Commissioners votes to actively and visibly support KanCare Expansion when the decision comes before the Kansas Legislature.

Section 2. This Resolution shall take effect and be in full force immediately upon its adoption by the governing body of the Unified Government.

**ADOPTED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS THIS ____
DAY OF _____ 2023.**

Tyrone Garner, Mayor/CEO

Attest:

Unified Government Clerk

Approved as to Form:

Chief Counsel



Report to Full Commission

MEETING DATE	PRESENTER	DEPARTMENT
December 7, 2023	Jeffrey Conway, Assistant Counsel	UG Clerk
AGENDA ITEM #VI.2.		
RESOLUTION/ORDINANCE: QUINDARO RUINS PROJECT		
BACKGROUND		
Adopt an ordinance and resolution rescinding the previous Memoranda of Understanding between the UG and the Western University Assoc of the AME Church and creating a new advisory committee to coordinate planning for historical attractions and tourism development in eastern Wyandotte County.		
RECOMMENDATION		
Approve		
BUDGET IMPACTS / FINANCIAL CONSIDERATIONS		
IT/POLICY CONSIDERATIONS		
PROCUREMENT CONSIDERATIONS		
LEGAL CONSIDERATIONS		
ATTACHMENTS		
Resolution rescinding MOU (12-7-23)		

Approved by Mayor and Administrator to add to agenda:

David Johnston, County Administrator

Dated:

Published in the Wyandotte Echo _____

RESOLUTION NO. _____

ORDINANCE NO. _____

A RESOLUTION AND ORDINANCE RESCINDING ANY NON-BINDING MEMORANDA OF UNDERSTANDING WITH WESTERN UNIVERSITY ASSOCIATION OF THE A.M.E. CHURCH, INC. (QUINDARO RUINS PROJECT) AND CREATING A NEW ADVISORY COMMITTEE TO COORDINATE PLANNING FOR THE DEVELOPMENT OF HISTORICAL ATTRACTIONS AND TOURISM POTENTIAL FOR EASTERN WYANDOTTE COUNTY

WHEREAS, on August 10, 2020 the Unified Government of Wyandotte County/Kansas City, Kansas (the "Unified Government") approved a Memorandum of Understanding ("MOU") with Western University Association of the A.M.E. Church, Inc. ("Western University") agreeing to proceed in good faith in connection with a potential partnership related to the future preservation and development of the Quindaro ruins site located in and around the site of the former Quindaro township in Kansas City, Kansas (the "Quindaro Ruins Project");

WHEREAS, pursuant to Resolution No. R-89-20, Western University and the Unified Government signed a Revised Memorandum of Understanding, providing a non-binding framework by which the parties agreed to jointly appoint members to the board of directors for a non-profit corporation related to the Quindaro Ruins Project and providing direction on other matters related to the Quindaro Ruins Project;

WHEREAS, since that date the Quindaro Ruins Project Foundation (the "Foundation") was officially incorporated with the State of Kansas and has been recognized as a 501(c)(3) corporation by the Internal Revenue Service;

WHEREAS, the Unified Government wishes to rescind any non-binding memoranda of understanding and to hereby create a new committee to oversee the planning for economic redevelopment for eastern Wyandotte County and to oversee the landholdings of the Unified Government that are located within the Quindaro Ruins area;

WHEREAS, since 2004, the Friends of Kaw Point Park, Inc. has led redevelopment efforts resulting in trail resurfacing, the construction of an amphitheater, installation of informational signage, flood mitigation work, bank and woodland restorations, and a fundraising campaign for future projects at Kaw Point;

WHEREAS, in 2012, Kaw Point Park was designated as a Lewis and Clark Destination Site on the Lewis and Clark National Historic Trail by the National Park Service;

WHEREAS, since 2021, Flying Truss, Inc. has been developing an innovative trail, public gathering space, and commercial facility on the historic Rock Island Railroad Bridge in Wyandotte County that will include a public pathway across the bridge, a multi-purpose commercial space with restaurants and retail, and an outdoor food hall; and

WHEREAS, the Rock Island Railroad Bridge project promises to bring further interest, development, and recreational opportunities to the area in the future.

NOW THEREFORE, BE IT RESOLVED AND ORDAINED BY THE GOVERNING BODY OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. The Unified Government Board of Commissioners hereby rescinds all previous non-binding memoranda of understanding entered into with Western University Association of the A.M.E. Church, Inc.

Section 2. That Article VIII of Chapter 2 of the Code of the Unified Government of Wyandotte County/Kansas City, Kansas, is amended by the addition of a new Division 13 to read as follows:

ARTICLE VIII. – BOARDS, COMMISSIONS, ETC.

DIVISION 13. – ECONOMIC REDEVELOPMENT ADVISORY COMMITTEE

Sec. 2-651. – Established.

There is hereby established an Economic Redevelopment Advisory Committee (hereinafter referred to as “the committee”).

Sec. 2-652. – Purpose and Duties.

(a) The committee is created to provide advisory support to the county administrator and to coordinate economic redevelopment strategies and activities for eastern Wyandotte County, including the northeast and downtown areas of Kansas City, Kansas, and the historic neighborhoods of Armourdale, Strawberry Hill, and Russian Hill.

(b) The committee shall work to: tie together areas of significant interest in eastern Wyandotte County so that dynamic synergies can be leveraged for visitors and tourism; highlight the historical significance of the area as a main gateway to freedom; celebrate the harmonious relations between former slaves, indigenous peoples, and other settlers; promote historical preservation and seek governmental support on both the state and federal levels; and develop a nonprofit entity that can receive monetary and in-kind donations.

(c) The committee shall also plan for the inclusion of the development of the Quindaro Ruins Project area and for the use and utilization of the unified government landholdings in that area in the broader economic redevelopment strategy. The committee may consult with the A.M.E.

Church when including the Quindaro Ruins area in planning for tourism opportunities and historical preservation efforts.

Sec. 2-653. – Composition.

(a) The committee shall be composed of fourteen members and be representative of professionals in the fields of economics, economic development, finance, historic preservation, and law. Members may be current unified government officials and shall be appointed as follows:

- (1) Ten members, with one member appointed by each at-large commissioner and by each district commissioner;
- (2) One member appointed by the mayor/CEO;
- (3) One member appointed by the county administrator;
- (4) One member appointed by the executive-level church leadership of the A.M.E. Church; and
- (5) One member appointed by the Wyandotte County Economic Development Council, who shall be a non-voting member.

(b) The chair of the committee shall be the appointee of the commissioner in whose district the unified government landholdings lie. The vice-chair of the committee shall be the appointee of the at-large commissioner in whose district the unified government landholdings lie.

(c) The county administrator shall work with the Wyandotte County Economic Development Council (WYEDC) to facilitate meetings and provide logistical support for the committee. In addition, the county administrator and WYEDC shall define relevant issues for the committee and serve to narrow the focus of matters for the committee to consider.

Sec. 2-654. – Terms and vacancies.

(a) The terms of the new positions created by this division shall be for the remainder of the terms of their appointing commissioners or mayor/CEO, or for four years, as the case may be, or until their successors are appointed and qualified. Thereafter, members shall serve for terms of four years or until their successors are appointed and qualified.

(b) All vacancies on the committee shall be filled for the unexpired term as if the appointment had been made pursuant to division 1 of Article VIII of chapter 2 of the UG Code of Ordinances.

Sec. 2-655. -- Proceedings and records open; votes recorded.

(a) All proceedings of the committee and any subcommittee shall be open pursuant to the Kansas Open Meetings Act, K.S.A. 75-4317 *et seq.*, and amendments thereto.

(b) All votes of members of the committee shall be recorded and shall become matters of public record.

(c) All other records of the committee shall be open to public inspection pursuant to the Kansas Open Records Act, 45-215 *et seq.*, and amendments thereto, unless disclosure is or may be restricted under state or federal law.

Sec. 2-656. -- Meetings; quorum; voting; attendance.

(a) The committee shall hold regular monthly meetings at a time and place to be determined by the committee. Additional and special meetings may be called by the chair at any time. Notice of additional or special meetings, either oral or written, shall be given to each committee member at least 48 hours before the meeting.

(b) A quorum shall consist of eight members of the committee. A quorum must be present at any meeting at which official committee action is taken.

(c) The committee may take action only by a vote of a majority of members present at a meeting at which a quorum exists.

(d) If any committee member fails to attend three consecutive meetings, the member shall be deemed to have forfeited said office as if the member had been appointed pursuant to section 2-384 of this Code of Ordinances.

Sec. 2-657. - Officers.

The chair and vice-chair shall be appointed as provided in section 2-653. In all other respects, the committee shall elect its own officers.

Sec. 2-658. - Bylaws.

The committee shall be governed by procedures and bylaws approved by the unified government board of commissioners, and generally by the provisions set out in division 1 of this chapter 2.

Sec. 2-659. – Recommendations.

Any recommendations of the committee shall be forwarded to the county administrator for his or her review. The county administrator, in consultation with WYEDC and the mayor/CEO, may forward any recommendations and proposals to the full board of commissioners for its review and action, if any.

Section 3. That the Mayor/CEO, the County Administrator, and other officers, agents, and employees of the Unified Government are hereby further authorized and directed to take such further action as may be appropriate or desirable to accomplish the purpose of this Ordinance and Resolution.

Section 4. This Ordinance and Resolution shall take effect and be in full force immediately upon its adoption by the governing body of the Unified Government.

**ADOPTED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS THIS ____
DAY OF _____ 20__.**

Tyrone Garner, Mayor/CEO

Attest:

Unified Government Clerk

Approved as to Form:

Chief Counsel



Report to Full Commission

MEETING DATE	PRESENTER	DEPARTMENT
December 7, 2023	Angela Lawson, Deputy Chief Counsel	Legal
AGENDA ITEM #VI.3.		
ORDINANCE: RELATING TO MEETING TIMES OF STANDING COMMITTEE MEETINGS		
BACKGROUND		
Adopt an ordinance amending Appendix C, Section 202 of the 2008 Code of Ordinances related to meeting times of standing committee meetings.		
RECOMMENDATION		
Approve		
BUDGET IMPACTS / FINANCIAL CONSIDERATIONS		
none		
IT/POLICY CONSIDERATIONS		
Availability of IT staff to attend meetings		
PROCUREMENT CONSIDERATIONS		
None		
LEGAL CONSIDERATIONS		
Ordinance prepared		
ATTACHMENTS		
Ordinance_Amend Standing Committee Meeting Times_12.7		

Approved by Mayor and Administrator to add to agenda:

David Johnston, County Administrator

Dated:

Published _____

ORDINANCE NO. _____

AN ORDINANCE TO RELATING TO MEETING TIMES OF STANDING COMMITTEES; AMENDING APPENDIX C, SECTION 202 OF THE 2008 CODE OF ORDINANCES AND RESOLUTIONS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

WHEREAS, on September 27, 2018, the Unified Government of Wyandotte County/Kansas City, Kansas (the "Unified Government") passed Ordinance No. O-37-18 amending the meeting times of the four standing committees;

WHEREAS, the Unified Government Board of Commissioners now desires to amend the ordinance to clarify the meeting times with respect to the neighborhood and community development, economic development and finance, and public works and safety committees accordingly.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That Appendix C, Section 202 of the 2008 Code of Ordinances and Resolutions of the Unified Government of Wyandotte County/Kansas City, Kansas, is hereby amended to read as follows:

Appendix C – UNIFIED GOVERNMENT COMMISSION RULES OF PROCEDURE

Sec. 202. – Standing committees created; meeting times.

There shall be four standing committees of the commission: (1) ~~neighborhood and community development~~ economic development and finance; (2) ~~economic development and finance~~ public works and safety; (3) ~~public works and safety~~ neighborhood and community development; and (4) administration and human services;

- a. Standing committees shall meet at least monthly in a regular place determined by the respective standing committee chairperson;
- b. The ~~neighborhood and community development~~ economic development and finance committee shall meet on the Monday immediately preceding the first full commission meeting of each month at 5:00 p.m. and shall adjourn by 7:00 p.m. unless otherwise authorized by a majority vote of the standing committee members present;
- c. The ~~economic development and finance~~ public works and safety committee shall meet on the Monday immediately preceding the first full commission meeting of each month at a time that is immediately upon adjournment of the ~~neighborhood and community development~~ economic development and finance committee or, if there is

- no such committee meeting that day, at 5:00 p.m., and shall adjourn by 9:00 p.m. unless otherwise authorized by a majority vote of the standing committee members present;
- d. The ~~public works and safety~~ neighborhood and community development committee shall meet on the Monday immediately preceding the second full commission meeting of each month (held on the third Thursday) at 5:00 p.m. and shall adjourn by 7:00 p.m. unless otherwise authorized by a majority vote of the standing committee members present;
 - e. The administration and human services committee shall meet on the Monday immediately preceding the second full commission meeting of each month (held on the third Thursday) at a time that is immediately upon adjournment of the ~~public works and safety~~ neighborhood and community development committee or, if there is no such committee meeting that day, at 5:00 p.m., and shall adjourn by 9:00 p.m. unless authorized by a majority vote of the standing committee members present;
 - f. When the date of a regular standing committee falls on a legal holiday, the meeting shall be held at the discretion of the standing committee chairperson;
 - g. Standing committee agenda items shall be assigned by the standing committee chairperson or the mayor, with the advice of the administrator, based upon subject matter and other factors deemed relevant by the mayor and the administrator; and
 - h. In cases of conflicting committee agendas, the mayor shall make the final decision on committee assignments and committee agendas.

Section 2. This Ordinance shall take effect and be in full force after its passage, approval, and publication.

**APPROVED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS**

THIS _____ DAY OF _____, 2023.

SIGNATURE PAGE TO FOLLOW

Tyrone A. Garner, Mayor/CEO

Attest:

Unified Government Clerk

Approved as to form:

Chief Counsel



Report to Full Commission

MEETING DATE	PRESENTER	DEPARTMENT
December 7, 2023	Angela Lawson, Deputy Chief Counsel	Legal
AGENDA ITEM #VI.4.		
ORDINANCE: RELATING TO COMMENCEMENT OF SERVICE ON STANDING COMMITTEES		
BACKGROUND		
Adopt an ordinance amending Appendix C, Section 205 of the 2008 Code of Ordinances related to the appointment to standing committees.		
RECOMMENDATION		
Approve		
BUDGET IMPACTS / FINANCIAL CONSIDERATIONS		
none		
IT/POLICY CONSIDERATIONS		
none		
PROCUREMENT CONSIDERATIONS		
none		
LEGAL CONSIDERATIONS		
Ordinance prepared		
ATTACHMENTS		
Ordinance_Amend Section 205_Revised 12.7		

Approved by Mayor and Administrator to add to agenda:

David Johnston, County Administrator

Dated:

Published _____

ORDINANCE NO. _____

**AN ORDINANCE RELATING TO THE COMMENCEMENT OF SERVICE ON
STANDING COMMITTEES AND MEMBERSHIP OF THE NEIGHBORHOOD AND
COMMUNITY DEVELOPMENT COMMITTEE; AMENDING SECTION 205 OF THE
UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS
CODE OF ORDINANCES**

WHEREAS, on December 21, 2017, the Unified Government of Wyandotte County/Kansas City, Kansas (the "Unified Government") passed Ordinance No. O-74-17 relating to appointment to committees; and

WHEREAS, the Unified Government Board of Commissioners now desires to amend the ordinance with respect to the neighborhood and community development committee.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF
COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE
COUNTY/KANSAS CITY, KANSAS:**

Section 1. That Appendix C, Section 205 of the 2008 Code of Ordinances and Resolutions of the Unified Government of Wyandotte County/Kansas City, Kansas, is hereby amended to read as follows:

Appendix C – UNIFIED GOVERNMENT COMMISSION RULES OF PROCEDURE

Sec. 205. - Appointment to committees.

Appointment to commission standing committees shall be as follows:

- a. Service on standing committees shall begin ~~on the second Monday in January~~ once sworn in following a November election;
- b. Each at-large commissioner is to serve on two different standing committees;
- c. The at-large member of each standing committee shall appoint the respective standing committee chairperson from the membership of that standing committee;
- d. The at-large member may serve as chairperson or may appoint another standing committee member for a two-year term;
- e. The term served by each commissioner shall be determined by the mayor; a commissioner may be removed from a standing committee with the approval of the standing committee chairperson;

- f. The mayor shall appoint a minimum of five commissioners to each standing committee, including the at-large commissioner, but not including the mayor or the committee member serving on behalf of the board of public utilities, unless the mayor determines a greater or lesser number is needed for the work of a committee;
- g. The public works and safety committee and the economic development and finance committee shall each include one voting member selected by the mayor from among the elected members of the board of public utilities;
- ~~h. The neighborhood and community development committee shall include at least one voting member from each of the other three standing committees;~~
- ~~h.~~ h. Standing committee jurisdiction shall be limited to matters affecting general policy and budget; matters affecting administration, personnel and daily business operations are specifically reserved for the administrator as such matters are administrative functions of the unified government; and
- ~~j.~~ i. Commissioners who are not members of a respective standing committee may participate in the discussions of standing committee meetings and may ask questions and generally be involved in standing committee business; however, non-member commissioners shall have no vote on standing committee agenda items unless selected as a substitute member by the standing committee chairperson.

Section 2. This Ordinance shall take effect and be in full force after its passage, approval, and publication.

**APPROVED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS**

THIS _____ DAY OF _____, 2023.

SIGNATURE PAGE TO FOLLOW

Tyrone A. Garner, Mayor/CEO

Attest:

Unified Government Clerk

Approved as to form:

Chief Counsel

STATE OF KANSAS)
WYANDOTTE COUNTY)) SS
CITY OF KANSAS CITY, KS)

EXECUTIVE SESSION, THURSDAY, OCTOBER 26, 2023
5:00 p.m.

The Unified Government Commission of Wyandotte County/Kansas City, Kansas, met in Executive Session, Thursday, October 26, 2023, with nine members present: Bynum, Commissioner At-Large First District; Burroughs, Commissioner At-Large Second District; McKiernan, Commissioner Second District (arrived at 5:12 p.m.); Ramirez, Commissioner Third District (arrived at 5:10 p.m.); Kane, Commissioner Fifth District; Markley, Commissioner Sixth District; Stites, Commissioner Seventh District; Davis, Commissioner Eighth District; and Garner, Mayor/CEO, presiding. Townsend, Commissioner First District; and Johnson, Commissioner Fourth District; were absent. The following officials were also in attendance: David Johnston, County Administrator; Monica Sparks, Interim Unified Government Clerk; Angela Lawson, Interim Chief Counsel, SueZanne Bishop, Senior Attorney; and Dan Kuhn, Senior Attorney.

MAYOR GARNER called the meeting to order.

ROLL CALL: Davis, Bynum, Burroughs, Kane, Markley, Stites, Garner.

NOTICE OF EXECUTIVE SESSION of the Unified Government of Wyandotte County/Kansas City, Kansas, to be conducted in person on Thursday, October 26, 2023, at 5:00 p.m. in the fifth floor conference room of the Municipal Office Building for consultation with Legal Counsel regarding litigation.

CONSENT TO MEETING of the governing body of Wyandotte County/Kansas City, Kansas, accepting service of the foregoing notice, waiving all and any irregularities in such service and in such notice, and consent and agree that we, the governing body, shall meet at the time and place therein specified and for the purpose therein stated.

Commissioner Markley made a motion, seconded by Commissioner Davis, for the Commission to go into Executive Session until 6:15 p.m. to allow the Commission to consult with Legal Counsel regarding litigation, as permitted under the Kansas Open Meetings Act;

and that staff designated by the County Administrator be present to participate in the discussion, and that we reconvene in open session at 6:15 p.m. Roll call was taken on the motion and there were six “Ayes,” Davis, Bynum, Burroughs, Kane, Markley, Stites.

Present for the Executive Session: Bynum, Commissioner At-Large First District; Burroughs, Commissioner At-Large Second District; McKiernan, Commissioner Second District (arriving at 5:12 p.m.); Ramirez, Commissioner Third District (arriving at 5:10 p.m.); Kane, Commissioner Fifth District; Markley, Commissioner Sixth District; Stites, Commissioner Seventh District; Davis, Commissioner Eighth District; and Garner, Mayor/CEO presiding. **Staff present:** David Johnston, County Administrator; and Angela Lawson, Interim Chief Counsel; SueZanne Bishop, Senior Attorney; and Dan Kuhn, Senior Attorney. **Others present:** Spencer Low and Paul Poulter, Outside Counsel.

Commissioner Markley made a motion, seconded by Commissioner Ramirez, to return to Special Session. Roll call was taken and there were eight “Ayes,” Davis, Bynum, Burroughs, McKiernan, Ramirez, Kane, Markley, Stites.

Commissioner Markley made a motion, seconded by Commissioner McKiernan, to go back into Executive Session until 6:30 p.m. Roll call was taken on the motion and there were eight “Ayes,” Davis, Bynum, Burroughs, McKiernan, Ramirez, Kane, Markley, Stites.

Commissioner Markley made a motion, seconded by Commissioner McKiernan, to return to Special Session. Roll call was taken on the motion and there were eight “Ayes,” Davis, Bynum, Burroughs, McKiernan, Ramirez, Kane, Markley, Stites.

Commissioner Markley made a motion, seconded by Commissioner McKiernan, to go back into Executive Session until 6:50 p.m. Roll call was taken on the motion and there were eight “Ayes,” Davis, Bynum, Burroughs, McKiernan, Ramirez, Kane, Markley, Stites.

Commissioner Kane made a motion, seconded by Commissioner Ramirez, to return to Special Session. Roll call was taken on the motion and there were eight “Ayes,” Davis, Bynum, Burroughs, McKiernan, Ramirez, Kane, Markley, Stites.

Commissioner Markley made a motion, seconded by Commissioner Ramirez, to adjourn the meeting. Roll call was taken on the motion and there were eight “Ayes,” Davis, Bynum, Burroughs, McKiernan, Ramirez, Kane, Markley, Stites.

MAYOR GARNER ADJOURNED

THE MEETING AT 6:53 p.m.

Monica L. Sparks
Interim Unified Government Clerk

dt

October 26, 2023



Unified Government Clerk's Office

Monica L. Sparks
Interim Unified Government Clerk

701 North 7th Street, Suite 323
Kansas City, Kansas 66101-3070

Phone: 913-573-5260
Fax: 913-573-5299
<http://www.wycokck.org>

Memorandum

To: David Johnston
County Administrator

From: Monica L. Sparks
Interim UG Clerk

Date: November 9, 2023

Re: Weekly Business Material

Attached is a listing of weekly business items presented to the Unified Government of Wyandotte County/Kansas City, Kansas, for informational purposes.

In addition to the listing of the items, we have indicated the action taken by the Unified Government Clerk.

Attachments

BM

Weekly Business Material for November 3, 2023 – November 9, 2023

1. PERSONNEL ACTION COMMUNICATION, DATED November 7, 2023:

Section I – Appointments

Name	Department/Division	Eff. Date	Job Title
Ebony Bagby	Police/Comm	11/9/23	Public Safety Dispatcher
John Cullum	Police	11/2/23	Patrol Officer
Dominic M. Dominguez	Police	11/9/23	Security Officer, Armed
Katelyn M. Martin	Police	11/9/23	Security Officer, Armed
Betty J. McGee	Finance/Treasury	11/9/23	Fiscal Supt Asst
Delisa Randle	Finance/Treasury	11/9/23	Fiscal Supt Asst
Maria O'Sullican	Health	11/9/23	Public Health Nurse Supervisor
Vincent E. Way I	Parks/Rec	11/9/23	Park Maint Tech I

Section II – Transfers

Name	Department/Division	Eff. Date	Former Job Title	New Job Title
Nicholas J. Stimetz	Parks/Rec	11/9/23	Summer Laborer	Admin Supt Spec
Joseph Crowley	PW/Street	11/9/23	General Laborer	Equipment Operator I

Section III – Separations

Name	Department/Division	Eff. Date	Job Title
Aaron J. Butell	Fire	11/3/23	Firefighter
Laura Lewis	Police/Comm	10/27/23	Public Safety Dispatcher
Allen G. Delarose	Sheriff	10/31/23	Deputy

Section IV – Leaves of Absence

Name	Department/Division	Lv. Begins	Lv. Ends
T'ondria Nolen	Comm Corr	12/2/23	12/16/23

Section V – Increases per Memorandum of Understanding

Name	Department/Division	Eff. Date	Job Title
Theresa A. Duke	Legal	10/26/23	Admin Coordinator
Amanda M. Fant	Legal	10/26/23	Prog Specialist
Daiana P. Balliett	Legal	10/26/23	Prof Asst
Shanda L. Mitchell	Legal	10/26/23	Prof Asst

Gina L. Walton	Legal	10/26/23	Prof Progs Asst
Katina Redmond	Legal	10/26/23	Prof Asst

Section VIII – Other Requests

Name	Department/Division	Action Requested and Explanation
Benefict Balecotcha	Fire	ACD code change, efft 1/1/23.
James Boufied	Fire	ACD code change, efft 1/1/23.
Chad Brown	Fire	ACD code change, efft 1/1/23.
James Canada II	Fire	ACD code change, efft 1/1/23.
Luke Hayes	Fire	ACD code change, efft 1/1/23.
Darby Lupardes	Fire	ACD code change, efft 1/1/23.
Juan Machuca	Fire	ACD code change, efft 1/1/23.
Zachary Martin	Fire	ACD code change, efft 1/1/23.
Walter Meierarend III	Fire	ACD code change, efft 1/1/23.
Dominic Morgan	Fire	ACD code change, efft 1/1/23.
Matthew Nigh	Fire	ACD code change, efft 1/1/23.
James Perkins	Fire	ACD code change, efft 1/1/23.
Brandon Rogers	Fire	ACD code change, efft 1/1/23.
Robert Scherzer	Fire	ACD code change, efft 1/1/23.
Jackson Selby	Fire	ACD code change, efft 1/1/23.
Andrew Williams	Fire	ACD code change, efft 1/1/23.
James Wing	Fire	ACD code change, efft 1/1/23.

Action: Received and filed. Copy previously forwarded to Payroll.

2. CERTIFICATE OF INSURANCE/LIABILITY INSURANCE:

- Cartwright Tree Care
- Gas Smack Grill
- Gregory Van Booven, Care d/b/a Van Booven Lawn, Landscape & Tree

Action: Referred to License.

3. BUSINESS BONDS:

- Electrical Bonds:
 - Frank Rhodes/ Frank Rhodes Electric
 - 8BIT Electric LLC
 - Apex Home Service LLC
 - Kaw Valley Companies Inc
 - Good Energy Solutions Inc
 - Total Electric Contractors Inc and James Leonard
 - Fusion Electric

- Mechanical/HVAC Bonds:
 - Red Dog Electrical Services, LLC
 - Ground Source Inc
 - DMC Service, Inc
 - Western Enterprise Inc
 - Reddi Services Inc d/b/a Reddi Root'r
 - McElroy's Inc
- Plumber's Bonds:
 - McElroy's Inc
 - DMC Service, Inc
 - Western Enterprise Inc
 - Reddi Services Inc d/b/a Reddi Root'r
 - Ridgeway Plumbing LLC

Action: Referred to License.

4. CONTINUATION CERTIFICATES:

- Plumbers Bonds:
 - Miller Plumbing Company Inc.
 - Reddi Services Inc d/b/a Reddi Root'r
 - Terry G. Gordon Sr, d/b/a Gordon & Sons Construction
 - Midwest Plumbing LLC
- Mechanical/HVAC Bonds:
 - McDaniel Furnace & Sheet Metal, Inc.
 - TDR Heating and Cooling LLC

Action: Referred to License.

5. CANCELLATION NOTICE OF INSURANCE/BOND:

- Mechanical Bonds:
 - Terry G. Gordon Sr. d/b/a Gordon & Sons Construction

Action: Referred to License.

6. RIDER:

- Electrical Bond:
 - DS Electric LLC
 - Steven Calliham d/b/a Calliham Handyman Services

Action: Referred to License.



Report to

#212872

MEETING DATE	PRESENTER	DEPARTMENT
December 29, 2023	Jeffrey Conway, Assistant Counsel Debbie Jonscher, Assistant Finance Director	Finance
AGENDA ITEM #		
ORDINANCE: AUTHORIZING ISSUANCE OF INDUSTRIAL REVENUE BONDS (ECOVYST CATALYST TECHNOLOGIES, LLC PROJECT)		
BACKGROUND		
An ordinance authorizing the issuance of Taxable Industrial Revenue Bonds (Ecovyst Catalyst Technologies, LLC Project), Series 2023B in a principal amount not to exceed \$633,537 for the purpose of providing funds to pay the cost of acquiring, improving, constructing, installing, and equipping of an industrial facility located at 1700 Kansas Avenue, including land, buildings, structures, improvements and fixtures; authorizing the Unified Government to enter into certain documents and the taking of other actions in connection with the issuance of said bonds, submitted by Jeff Conway, Assistant Counsel, and Debbie Jonscher, Interim Chief Financial Officer.		
RECOMMENDATION		
Approve Fast Track 12/4/23 ED&F: Approval of ordinance and Request to Fast Track to 12/7 Full Commission		
BUDGET IMPACTS / FINANCIAL CONSIDERATIONS		
100% 10-year ad valorem tax abatement. The percentage of abatement is anticipated to be 75% subject to adjustment in accordance with the Performance Agreement: The Unified Government and the Company agree that the 75% abatement for the Project has been calculated based on standard 45% abatement, 15% additional abatement for capital investment above \$50,000,000, 5% additional abatement for LMW participation goals during construction and 10% additional abatement for target area. The Tax Payment shall be adjusted in the event that the Company fails to satisfy any of these additional abatement requirements, which adjustment will not be deemed a default hereunder.		
IT/POLICY CONSIDERATIONS		
None		
PROCUREMENT CONSIDERATIONS		
None		
LEGAL CONSIDERATIONS		
None		

ATTACHMENTS

Ordinance - Ecovyst-Zeolyst 2023B (UG), 2023 - Ecovyst - Kansas City Projects, Ecovyst 2023B - Dec. 4 ED&F, 2023-09-13_Ecovyst_Announces_Planned_Expansion_of_Kansas_124

Approved by Mayor and Administrator to add to agenda:

David Johnston, County Administrator

Dated:

 11/22/2023
Mayor Approved on Agenda Review Call

ORDINANCE NO. O-__-23

AN ORDINANCE AUTHORIZING THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, TO ISSUE TAXABLE INDUSTRIAL REVENUE BONDS (ECOVYST CATALYST TECHNOLOGIES LLC PROJECT) SERIES 2023B, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$633,537, FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF ACQUIRING, IMPROVING, CONSTRUCTING, INSTALLING AND EQUIPPING OF AN INDUSTRIAL FACILITY, INCLUDING LAND, BUILDINGS, STRUCTURES, IMPROVEMENTS AND FIXTURES; AUTHORIZING THE UNIFIED GOVERNMENT TO ENTER INTO CERTAIN DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

WHEREAS, the Unified Government of Wyandotte County/Kansas City, Kansas, (the “Unified Government”), is authorized pursuant to the provisions of K.S.A. 12-1740 to 12-1749d, inclusive, as amended (the “Act”), to acquire, purchase, construct, install and equip certain commercial and industrial facilities, and to issue industrial revenue bonds for the purpose of paying the cost of such facilities, and to lease such facilities to private persons, firms or corporations; and

WHEREAS, the governing body of the Unified Government has heretofore and does now find and determine that it is desirable in order to promote, stimulate and develop the general economic welfare and prosperity of the Unified Government and the State of Kansas that the Unified Government issue its Taxable Industrial Revenue Bonds (Ecovyst Catalyst Technologies LLC Project) Series 2023B in a principal amount not to exceed \$633,537, for the purpose of acquiring, constructing, improving, installing and equipping an industrial facility located at 1700 Kansas Avenue and adjacent properties (the “Project”), and that the Unified Government lease the Project to Ecovyst Catalyst Technologies LLC, a Delaware limited liability company (the “Sublessee”); and

WHEREAS, the governing body of the Unified Government further finds and determines that it is necessary and desirable in connection with the issuance of these bonds that the Unified Government enter into certain agreements, and that the Unified Government take certain other actions and approve the execution of certain other documents as herein provided;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, AS FOLLOWS:

Section 1. Authorization for the Acquisition, Purchase, Construction, Improvement, Installation and Equipping of the Project. The Unified Government is hereby authorized to provide for the acquisition, purchase, construction, improvement, installation and equipping of the Project, all in the manner and as more particularly described in the Indenture, the Base Lease and the Sublease, all hereinafter defined and authorized.

Section 2. Authorization of and Security for the Bonds. The Unified Government is hereby authorized to issue and sell its Taxable Industrial Revenue Bonds (Ecovyst Catalyst Technologies LLC Project) Series 2023B, in a principal amount not to exceed \$633,537 (the “Bonds”), for the purpose of providing funds to pay the cost of acquiring, purchasing, constructing, improving, installing and equipping the Project. The Bonds shall be issued and secured pursuant to the herein authorized Indenture and shall bear such date, shall mature at such time, shall be in such denominations, shall bear interest at such rates, shall be in such form, shall be subject to redemption and other terms and conditions, and shall be issued in such

manner, subject to such provisions, covenants and agreements, as are set forth in the hereafter defined Indenture. The Bonds shall be payable solely out of the rents, revenues and receipts derived by the Unified Government from the Project, and the Project and the net earnings derived by the Unified Government from the Project shall be pledged and assigned to the hereafter defined Trustee as security for payment of the Bonds as provided in the Indenture.

Section 3. Authorization of Documents. The Unified Government is hereby authorized to enter into the following documents, in substantially the forms presented to and reviewed by the governing body of the Unified Government (copies of which documents, upon execution thereof, shall be filed in the office of the Unified Government Clerk), with such changes therein as shall be approved by the officers of the Unified Government executing such documents, such officers' signatures thereon being conclusive evidence of their approval thereof:

- (a) Tenth Supplemental Trust Indenture (the "Tenth Supplemental Indenture"), which supplements and amends the Trust Indenture dated as of December 1, 2013, as amended (collectively, the "Indenture"), each between the Unified Government and Security Bank of Kansas City (the "Trustee");
- (b) Tenth Amendment of Base Lease Agreement (the "Tenth Amendment of Base Lease") which supplements and amends the Base Lease Agreement dated as of December 1, 2013, as amended (collectively, the "Base Lease"), each between the Sublessee, as lessor, and the Unified Government, as lessee;
- (c) Tenth Supplemental Sublease Agreement (the "Tenth Supplemental Sublease") which supplements and amends the Sublease Agreement dated as of December 1, 2013, as amended (collectively, the "Sublease"), each between the Unified Government, as sublessor and the Sublessee, as sublessee;
- (d) a Bond Purchase Agreement (the "Bond Purchase Agreement") with respect to the Bonds, among the Unified Government, the Sublessee and the Sublessee, as purchaser (the "Purchaser"); and
- (e) Performance Agreement (the "Performance Agreement"), between the Unified Government and the Sublessee.

Section 4. Execution of Bond and Documents. The Mayor/Chief Executive of the Unified Government is hereby authorized and directed to execute the Bonds and to deliver the Bonds to the Trustee for authentication for and on behalf of and as the act and deed of the Unified Government in the manner provided in the Indenture. The Mayor/Chief Executive of the Unified Government is hereby authorized and directed to execute the Tenth Supplemental Indenture, the Tenth Amendment of Base Lease, the Tenth Supplemental Sublease, the Bond Purchase Agreement, the Performance Agreement and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the Unified Government. The Clerk of the Unified Government is hereby authorized and directed to attest to and affix the seal of the Unified Government to the Bonds, the Tenth Supplemental Indenture, the Tenth Amendment of Base Lease, the Tenth Supplemental Sublease, the Bond Purchase Agreement, the Performance Agreement and such other documents, certificates and instruments as may be necessary.

Section 5. Ad Valorem Tax Abatement. In consideration of the Sublessee's decision to acquire, purchase, construct, improve, install and equip the Project, the Unified Government hereby agrees to take all appropriate action to request the Kansas Board of Tax Appeals to approve a 100% ad valorem property tax

abatement (not including special assessments and other ad valorem taxes that may not be abated under Kansas law) for all real property financed with the proceeds of the Bonds.

The Project financed with the proceeds of the Bonds shall be entitled to a 10-year tax abatement, with the first year of the abatement being the year beginning on the January 1 following the year the Bonds are issued by the Unified Government. The percentage of abatement is anticipated to be 75% subject to adjustment in accordance with the Performance Agreement.

The Sublessee agrees to submit, or cause the Project's operator or manager to submit, to the Unified Government by March 1st of each year of tax abatement, an annual certification of the Sublessee or such operator or manager of the percentage of its employees employed at the Project on the previous December 31st that are residents of Wyandotte County as shown on the records of the Company.

Section 6. Further Authority. The Unified Government shall, and the officers, employees and agents of the Unified Government are hereby authorized and directed to, take such action, expend such funds and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the Unified Government with respect to the Bonds, the Tenth Supplemental Indenture, the Tenth Amendment of Base Lease, the Tenth Supplemental Sublease, the Bond Purchase Agreement and the Performance Agreement.

Section 7. Electronic Transactions. The issuance of the Bonds and the transactions related thereto and described herein may be conducted and documents may be stored by electronic means. All closing documents, certificates, and related instruments may be executed by electronic transmission. Copies, telecopies, facsimiles, electronic files and other reproductions of original executed documents (or documents executed by electronic transmission) shall be deemed to be authentic and valid counterparts of such documents for all purposes, including the filing of any claim, action or suit in the appropriate court of law.

Section 8. Effective Date. This Ordinance shall take effect and be in force from and after its passage by the governing body, approval by the Mayor/CEO and publication of the Ordinance or a summary thereof in the official Unified Government newspaper.

[Balance of page intentionally left blank]

PASSED by the governing body of the Unified Government of Wyandotte County/Kansas City, Kansas on December 7, 2023 and **APPROVED AND SIGNED** by the Mayor/CEO.

Tyrone Garner, Mayor/CEO

[SEAL]

ATTEST:

Monica Sparks,
Interim Unified Government Clerk

APPROVED AS TO FORM:

Office of Chief Counsel

(Published in *The Wyandotte Echo* on December 14, 2023)

SUMMARY OF ORDINANCE NO. O-__-23

On December 7, 2023, the governing body of the Unified Government of Wyandotte County/Kansas City, Kansas passed an ordinance entitled:

AN ORDINANCE AUTHORIZING THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, TO ISSUE TAXABLE INDUSTRIAL REVENUE BONDS (ECOVYST CATALYST TECHNOLOGIES LLC PROJECT) SERIES 2023B, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$633,537, FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF ACQUIRING, IMPROVING, CONSTRUCTING, INSTALLING AND EQUIPPING OF AN INDUSTRIAL FACILITY, INCLUDING LAND, BUILDINGS, STRUCTURES, IMPROVEMENTS AND FIXTURES; AUTHORIZING THE UNIFIED GOVERNMENT TO ENTER INTO CERTAIN DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

The Series 2023B Bonds approved by the Ordinance are being issued in the maximum principal amount stated therein for the purpose of acquiring, constructing, furnishing, and equipping an industrial facility for Ecovyst Catalyst Technologies LLC, a Delaware limited liability company, and constitute limited obligations of the Unified Government payable solely from the sources and in the manner as provided in the Indenture, and shall be secured by a transfer, pledge and assignment of and a grant of a security interest in the Trust Estate (as defined in the Indenture) to the Trustee and in favor of the owners of the Series 2023B Bonds, as provided in the Indenture. In connection with the issuance of the Series 2023B Bonds, the Issuer approves a 10-year exemption from ad valorem property taxes for the Project, subject to certain payments in lieu of taxes. A complete text of the Ordinance may be obtained or viewed free of charge at the office of the Unified Government Clerk, 701 North 7th Street, Kansas City, Kansas. A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at www.wycokck.org.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: December 7, 2023.

Office of Chief Counsel

Microspheres Line 2 Expansion

November 2023

Microspheres Line 2

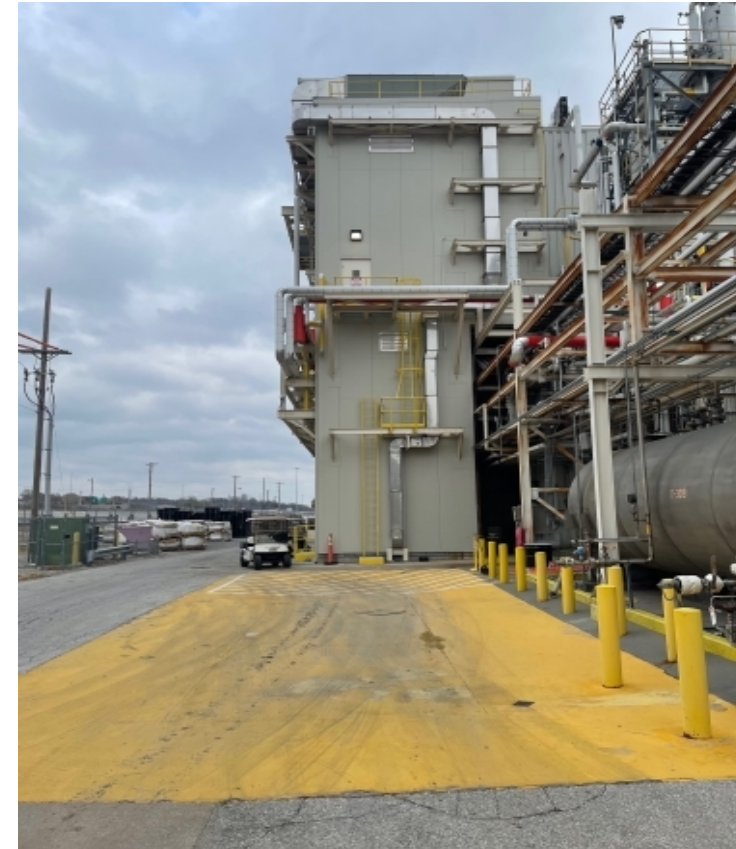
Before/After Construction



North Facing Wall

Microspheres Line 2

Before/After Construction



West Facing Wall

Project Step Expansion

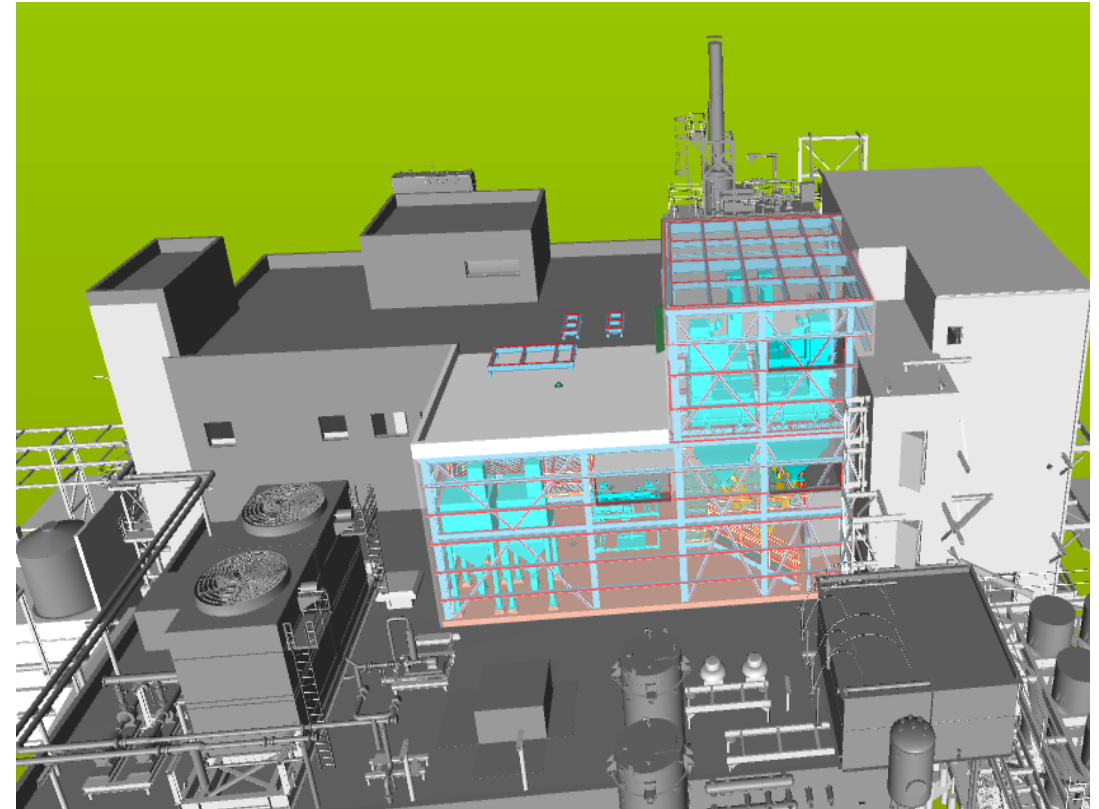
November 2023

Project Step

Before Construction and Planned Construction



South Facing Wall

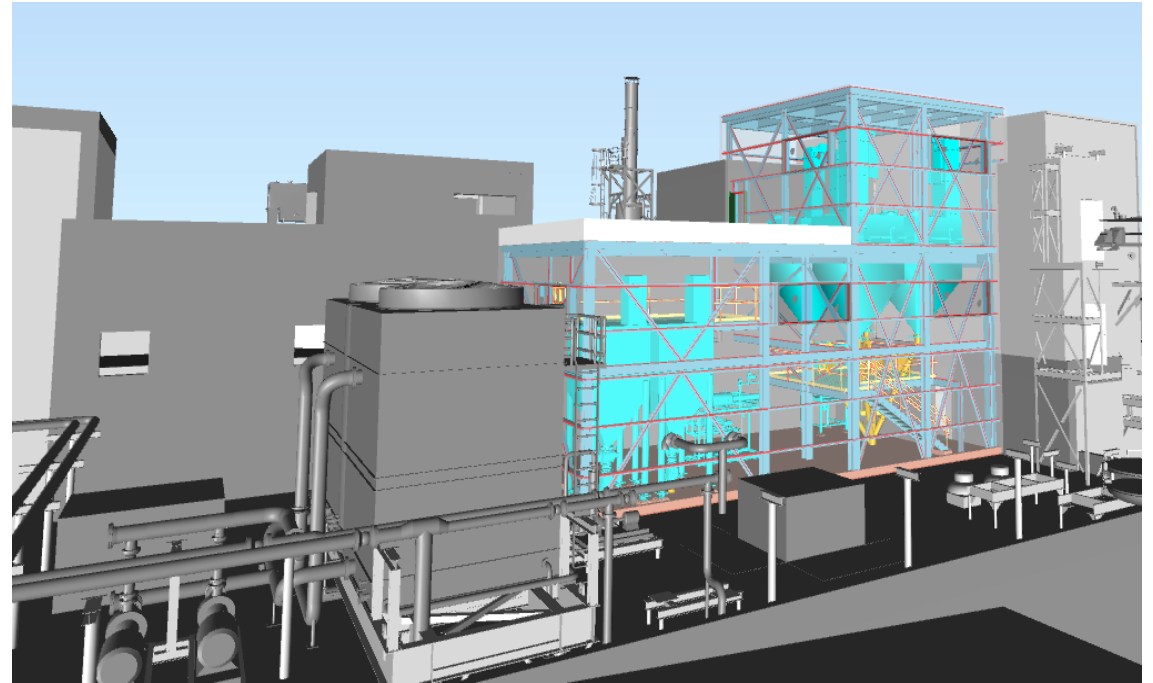


Project Step

Before Construction and Planned Construction



South Facing Wall

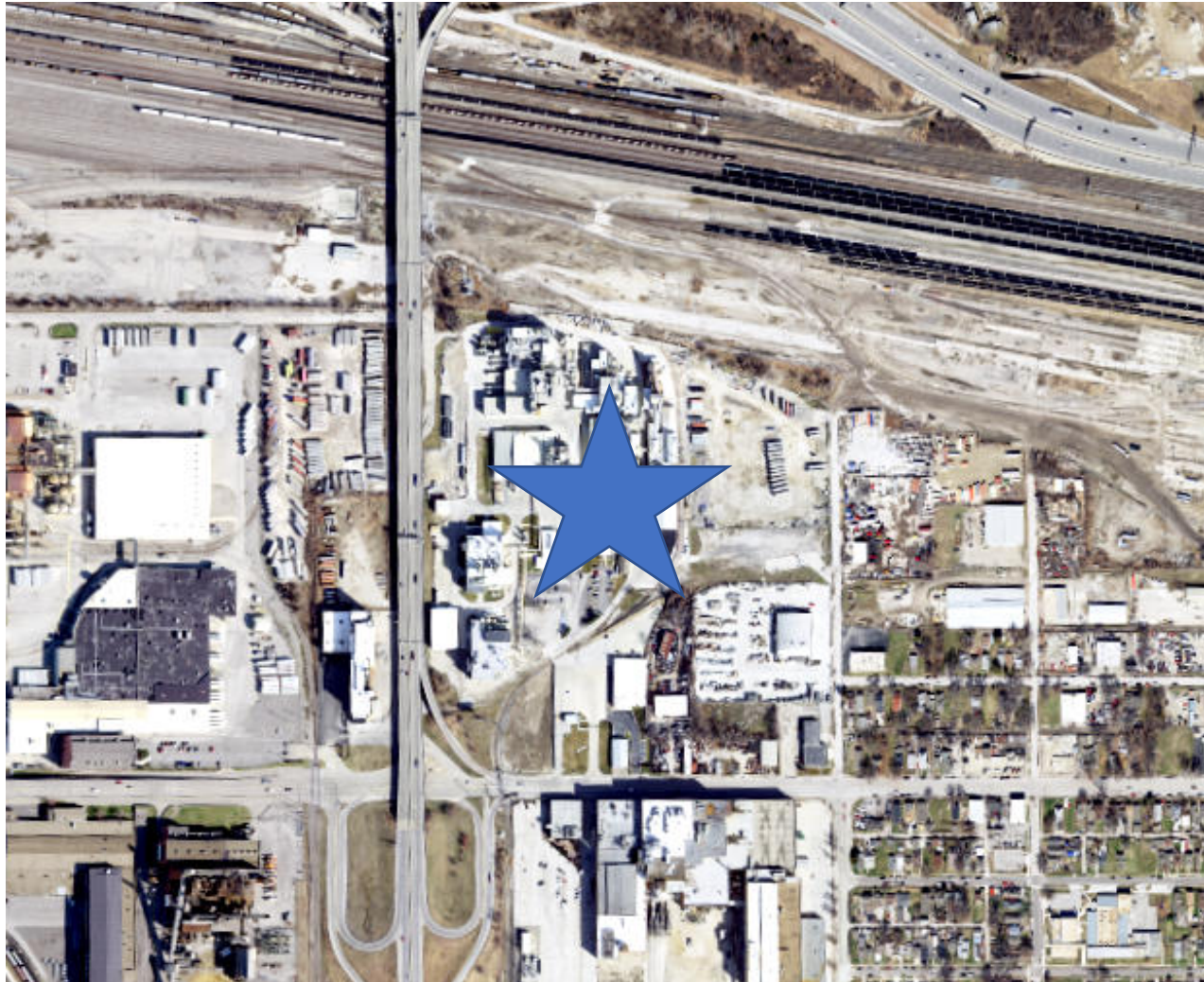


Industrial Revenue Bonds: Ecovyst 2023B

ED&F Standing Committee

December 4, 2023

Location: NEC S. 18th St. & Kansas Ave.



Brief History

- **1995.**
 - First bond issuance.
- **Late 1990s.**
 - Several smaller bond issuances.
- **2014-2018.**
 - IRB application received for \$219M expansion plans.
 - Bonds issued over five years.
- **2019-Present.**
 - IRB application received for \$100M expansion plans.
 - ~\$48M of bonds issued, including Series 2023B.
- **Future.**
 - Sept. 2023 press release—increase silica catalyst production by 50%, anticipated to commence in 2025.

Action Item: Ordinance

Ordinance approving issuance of Series 2023B Bonds

- \$633,537 principal amount.
- Company is purchasing IRBs.
- Fast-track to Dec. 7 Commission to close bonds in 2023.

September 13, 2023



Ecovyst Announces Planned Expansion of Kansas City, KS Silica Catalyst Production Capability

MALVERN, Pa.--(BUSINESS WIRE)-- Ecovyst Inc. (NYSE: ECVT) ("Ecovyst" or the "Company"), a leading integrated and innovative provider of specialty catalysts and services, today announced plans to expand silica catalyst production capability at its manufacturing facility in Kansas City, KS.

This press release features multimedia. View the full release here: <https://www.businesswire.com/news/home/20230913474490/en/>



Ecovyst Kansas City, KS Plant (Photo: Business Wire)

The company expects that growing consumer demand for plastics will continue to drive the global expansion of polyethylene production over the coming years. Silica supported catalysts play a crucial role in the production of high-density polyethylene (HDPE) and linear-low density polyethylene (LLDPE). The Kansas City expansion is

expected to increase the site's silica catalyst production capability by approximately 50% and is anticipated to start late 2025.

"Our material expertise and customer intimacy enables us to design, develop and manufacture advanced silicas and catalysts to help improve our customers' product and process performance," said Kurt J. Bitting, Ecovyst's Chief Executive Officer. "This is carried out through long standing technical and commercial relationships with our key customers. The expansion of our Kansas City production facility is supported by additional long term customer commitments further enabling Ecovyst and its valued customers to benefit from the rising demand for polyethylene products."

Paul Whittleston, President of the Catalyst Technologies segment of Ecovyst, added: "We

are delighted to have strong long-term partnerships with our key polyethylene customers that leverage our deep material science R&D and manufacturing capabilities. This is a very exciting time for our Ecovyst team as we invest and expand.”

The Kansas City, KS site is part of Ecovyst’s strategically located global production network. This latest expansion comes on the heels of an investment that already increased silica catalyst production capacity at the site in 2021.

ABOUT ECOVYST

Ecovyst Inc. and subsidiaries is a leading integrated and innovative global provider of specialty catalysts and services. We support customers globally through our strategically located network of manufacturing facilities. We believe that our products, which are predominantly inorganic, and services contribute to improving the sustainability of the environment.

We have two uniquely positioned specialty businesses: Ecoservices provides sulfuric acid recycling to the North American refining industry for the production of alkylate and provides on-purpose virgin sulfuric acid for water treatment, mining, and industrial applications; and Catalyst Technologies provides finished silica catalysts and catalyst supports necessary to produce high strength and high stiffness plastics and, through its Zeolyst joint venture, supplies zeolites used for catalysts that remove nitrogen oxides from diesel engine emissions as well as sulfur from fuels during the refining process. For more information, see our website at <https://www.ecovyst.com>.

Note on Forward-Looking Statements

Some of the information contained in this press release constitutes “forward-looking statements.” Forward-looking statements can be identified by words such as “anticipates,” “intends,” “plans,” “seeks,” “believes,” “estimates,” “expects,” “projects” and similar references to future periods. Forward-looking statements are based on our current expectations and assumptions regarding our business, the economy and other future conditions. Because forward-looking statements relate to the future, they are subject to inherent uncertainties, risks and changes in circumstances that are difficult to predict. Examples of forward-looking statements include, but are not limited to, statements regarding our product and service offerings and the capacity expansion plans described herein. Our actual results may differ materially from those contemplated by the forward-looking statements. We caution you, therefore, against relying on any of these forward-looking statements. They are neither statements of historical fact nor guarantees or assurances of future performance. These forward-looking statements speak only as of the date of this release. Factors or events that could cause our actual results to differ may emerge from time to time, and it is not possible for us to predict all of them. We undertake no obligation to update any forward-looking statement, whether as a result of new information, future developments or otherwise, except as may be required by applicable law.

Ecovyst, Inc. P.O. Box 834, Valley Forge, PA 19482 • Phone: +1 (484) 617-1200 • Website: [ecovyst.com](https://www.ecovyst.com)

View source version on businesswire.com:
<https://www.businesswire.com/news/home/20230913474490/en/>

For further information:

Gene Shiels

(484) 617-1225

Gene.Shiels@ecovyst.com

Source: Ecovyst Inc.



Report to

#212837

MEETING DATE	PRESENTER	DEPARTMENT
December 29, 2023	Debbie Jonscher, Assistant Finance Director	Finance
AGENDA ITEM #		
RESOLUTION: SALE OF TEMPORARY NOTES AND BONDS		
BACKGROUND		
A Resolution authorizing the sale of Municipal General Obligation Temporary Notes and General Obligation Bonds. All projects have been approved and authorized by the Commission.		
RECOMMENDATION		
Approve		
12/4 EDF: Approval of Resolution & Request Fast Track to 12/7 Full Commission		
BUDGET IMPACTS / FINANCIAL CONSIDERATIONS		
Sale resolution amount is \$86,165,000. Revenue sources are City/County Property tax revenues, Sewer and Stormwater rate revenues.		
IT/POLICY CONSIDERATIONS		
Projects listed are capital improvement projects. Fiber connectivity projects may have IT considerations		
PROCUREMENT CONSIDERATIONS		
Projects listed are capital improvement projects and will have contracts associated with them.		
LEGAL CONSIDERATIONS		
Projects listed are capital improvement projects and will have contracts associated with them.		
ATTACHMENTS		
Sale Resolution - 2024 GO Bonds and Notes (UG) FINAL, 2024 Sale Resolution FINAL		

Approved by Mayor and Administrator to add to agenda:

David Johnston, County Administrator

Dated:

[Signature] 11/22/2023
Mayor Approved on Review Call 11/22/2023

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF MUNICIPAL TEMPORARY NOTES AND GENERAL OBLIGATION BONDS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS; REQUESTING THE PUBLIC BUILDING COMMISSION OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS TO ISSUE ITS LEASEHOLD REVENUE BONDS.

WHEREAS, pursuant to the provisions of the laws of the State of Kansas applicable thereto, by proceedings duly had, the governing body of the Unified Government of Wyandotte County/Kansas City, Kansas (the “Issuer” or the “Unified Government”) has previously authorized certain internal improvements described as follows (the “Improvements”):

Improvements to be Funded with General Obligation Bonds and/or Municipal Temporary Notes

CMIP	Project Name	Estimated Project Costs to be Financed
PRG00017 2022	Annual Concrete Repair Program, 2022	1,500,000
PRG00017 2023	Annual Concrete Repair Program, 2023	600,000
PRG00258 2022	Annual Neighborhood ADA Pedestrian Handicapped Ramps, 2022	800,000
PRG00258 2023	Annual Neighborhood ADA Pedestrian Handicapped Ramps, 2023	25,000
PRG00247 2022	Fairfax Industrial Area Improvements, 2022	100,000
PRG00247 2023	Fairfax Industrial Area Improvements, 2023	100,000
PRG00012 2020	Annual R/R Crossing Improvement, 2020	150,000
PRG00011 2023	Annual Pavement Preservation Program, 2023	1,325,000
PRG00014 2022	Annual Alley Improvement Program, 2022	300,000
PRG00014 2023	Annual Alley Improvement Program, 2023	100,000
PRG00019 2019	Annual Bridge Repair, 2019	200,000
PRG00019 2021	Annual Bridge Repair, 2021	300,000
PRG00019 2022	Annual Bridge Repair, 2022	300,000
PRG00019 2023	Annual Bridge Repair, 2023	300,000
PRG00267 2020	Annual Priority Traffic Signal Replacements, 2020	200,000
PRG00267 2021	Annual Priority Traffic Signal Replacements, 2021	600,000
PRG00267 2023	Annual Priority Traffic Signal Replacements, 2023	90,000
PRG00267 2024	Annual Priority Traffic Signal Replacements, 2024	25,000
PRG00219 2022	Annual Elevator Upgrades, 2022	500,000
PRG00020 2022	Annual Facilities/Parking Annual Maintenance & Repair, 2022	700,000
PRG00020 2023	Annual Facilities/Parking Annual Maintenance & Repair, 2023	225,000
PRG00020 2024	Annual Facilities/Parking Annual Maintenance & Repair, 2024	200,000
PRG00013 2020	Annual ADA Modif-UG Facilities, 2020	100,000
PRG00013 2021	Annual ADA Modif-UG Facilities, 2021	100,000

PRG00013 2022	Annual ADA Modif-UG Facilities, 2022	100,000
PRG00013 2023	Annual ADA Modif-UG Facilities, 2023	25,000
PRG00013 2024	Annual ADA Modif-UG Facilities, 2024	25,000
PRJ2141	Holiday Drive Bridge Replacements	900,000
PRJ2170	Bridge #210 (18th St.) over Turkey Creek	100,000
PRJ8013	Maintenance Facility Quarter Master Project	1,500,000
PRJ8085	Fire Station #20	1,325,000
PRJ8176	City Hall Structure Study and Stabilization	5,800,000
PRJ8212	Police CSI Lab	4,300,000
PRJ8228	PDHQ Chiller	1,750,000
PRJ1054	Fiber Connectivity Projects, 2018-2020	400,000
PRG00288 2023	Fiber Connectivity Projects, 2023	125,000
PRJ1059	Fairfax Trafficway	800,000
PRJ1072	6th St. Improvements, Ann Ave. to Central Ave.	100,000
PRJ1073	7th St./US-69 and Central Ave. Reconstruction	870,000
PRJ1609	Hutton & Leavenworth Road Intersection	2,075,000
PRJ1618	Hutton & Donahoo Rd Intersection Improvements	350,000
PRJ4425	WyCo Lake Waterline Study & Repair	1,290,000
PRJ7316	APX Radio Replacement Project	5,300,000
PRJ-010036	DA Digitizing/Archiving	1,400,000
PRJ-010041	KCK Riverfront Park	300,000
PRJ-010043	KCKPD West Patrol Station	500,000
	NON-EXEMPT SUBTOTAL	\$38,175,000
PRJ6354	Annual Monitoring and Control Improvements, 2018-2020	3,300,000
PRJ6311	Annual Overflow CSO Reduction Program, 2021-2022	1,825,000
PRG00232 2023	Annual Overflow CSO Reduction Program, 2023	2,100,000
PRG00232 2024	Annual Overflow CSO Reduction Program, 2024	500,000
PRG00233 2021	Annual Sanitary Sewer System Capacity Upgrades, 2021	3,500,000
PRG00233 2022	Annual Sanitary Sewer System Capacity Upgrades, 2022	1,500,000
PRG00233 2023	Annual Sanitary Sewer System Capacity Upgrades, 2023	215,000
PRG00233 2024	Annual Sanitary Sewer System Capacity Upgrades, 2024	200,000
PRJ6309	Annual Wastewater System Renewal, 2022	8,000,000
PRG00229 2023	Annual Wastewater System Renewal, 2023	5,250,000
PRJ6045	Kaw Point Bio solids Digestion	3,300,000
PRJ6132	Pl 20 & 3 Equipment and Structural Rehab	750,000
PRJ6047	Plant 20 Biosolids Dewatering	1,500,000
PRJ6131	Pump Station 18, 5, 4 Upgrade	875,000
PRJ6039	Relocation of Sewer Maintenance Facilities	13,875,000

	SEWER SUBTOTAL	\$46,690,000
PRJ5317	Stormwater Enhancements, 2021	500,000
PRJ5317	Stormwater Enhancements, 2022	500,000
PRG00278 2022	Stream Bank Stabilization Improvements, 2022	100,000
PRG00278 2023	Stream Bank Stabilization Improvements, 2023	20,000
PRJ-010047	Turkey Creek Channel/Tunnel Repair	180,000
	STORM SUBTOTAL	\$1,300,000
	Total	\$86,165,000

WHEREAS, it is necessary for the Issuer to provide cash funds to meet its obligations incurred in constructing the Improvements prior to the completion thereof and the issuance of the Issuer's general obligation bonds, and it is desirable and in the interest of the Issuer that such funds be raised by the issuance of one or more series of temporary notes of the Issuer; and

WHEREAS, pursuant to Charter Ordinance No. CO-03-09, K.S.A. 75-6113, K.S.A. 75-6101 *et seq.*, K.S.A. 10-1201 *et seq.*, K.S.A. 19-101a, and Article 12, Section 5 of the Constitution of the State of Kansas the Unified Government previously exercised its authority to issue and sell its general obligation bonds and/or temporary notes for the purpose of funding certain of the Improvements described herein; and

WHEREAS, the Issuer has previously issued \$44,665,000 principal amount of Municipal Temporary Notes, Series 2023-I and \$6,480,000 principal amount of Municipal Temporary Notes (Wyandotte County Projects), Series 2023-II (the "Existing Notes"); and

WHEREAS, all aspects of the Improvements being financed with the temporary notes will not be completed prior to the maturity date of the Existing Notes and it is necessary for the Issuer to provide cash funds to meet its obligations on a portion of the Existing Notes and to temporarily finance a portion of the costs of the Improvements by the issuance of one or more series of additional temporary notes of the Issuer; and

WHEREAS, the Issuer desires to issue its general obligation bonds in one or more series in order to permanently finance a portion of the costs of the Improvements and to retire a portion of the Existing Notes which were issued to temporarily finance a portion of the costs of the Improvements; and

WHEREAS, the Issuer under the authority of K.S.A. 12-1757 *et seq.*, as amended by Charter Ordinance No. CO-1-98 and Charter Resolution No. CR-1-98 (jointly, the "PBC Act"), has previously created the Public Building Commission of the Unified Government of Wyandotte County/Kansas City, Kansas, a municipal corporation within the State of Kansas (the "PBC"); and

WHEREAS, the PBC has the power and the authority under the PBC Act to issue revenue bonds to provide funds for the purpose of paying all or a portion of the costs of the Improvements; and

WHEREAS, the Issuer desires the PBC to issue its revenue bonds in one or more series in order to permanently finance a portion of the costs of the Improvements; and

WHEREAS, the Issuer hereby selects the firm of Baker Tilly Municipal Advisors, LLC, Saint Paul, Minnesota ("Municipal Advisor"), as Municipal Advisor for one or more series of municipal temporary notes and one or more series of general obligation and PBC leasehold revenue bonds of the Issuer, to be issued in order to provide funds to pay the costs of the Improvements; and

WHEREAS, the Issuer desires to authorize the Municipal Advisor, in conjunction with the Clerk, acting Chief Financial Officer, and other officers and representatives of the Issuer to proceed with the offering for sale of said municipal temporary notes and general obligation bonds, and related activities; and

WHEREAS, one of the duties and responsibilities of the Issuer is to prepare and distribute a preliminary official statement relating to said municipal temporary notes and bonds; and

WHEREAS, the Issuer desires to authorize the Municipal Advisor, in conjunction with the Clerk, acting Chief Financial Officer, and other officers and representatives of the Issuer to proceed with the preparation and distribution of a preliminary official statement and notice of bond sale and to authorize the distribution thereof and all other preliminary action necessary to sell said municipal temporary notes and bonds.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, AS FOLLOWS:

Section 1. General Obligation Financing Authorized. The Issuer is hereby authorized to offer at competitive public sale one or more series of municipal temporary notes and one or more series of general obligation bonds to fund total project costs of approximately \$247,906,000 plus interest and costs of issuance (collectively, the “Obligations”) as described in the Notice of Sale to be prepared by officials and representatives of the Issuer, as authorized below. Such project costs may be paid through the issuance of tax-exempt or taxable Obligations.

Section 2. PBC Financing Requested. It is requested that the PBC issue its revenue bonds in accordance with the provisions of the PBC Act and all other laws of the State of Kansas for the purpose of financing a portion of the Improvements. The Issuer hereby declares intent to enter into a lease or lease purchase agreement with PBC pursuant to the PBC Act to provide for the source of repayments of the revenue bonds of the PBC and other related expenses of the PBC.

Section 3. Preliminary Official Statement. The acting Chief Financial Officer is hereby authorized to cause to be prepared a Preliminary Official Statement, and such officials and other representatives of the Issuer are hereby authorized to use such document in connection with the public sale of the Obligations.

Section 4. Notice of Bond Sale. The acting Chief Financial Officer, in conjunction with the Municipal Advisor and Gilmore & Bell, P.C., Kansas City, Missouri (“Bond Counsel”), is hereby authorized and directed to give notice of said bond sale by publishing a summary of the Notice of Sale not less than 6 days before the date of the bond sale in a newspaper of general circulation in Wyandotte County, Kansas, and the *Kansas Register* and is hereby authorized to distribute copies of the Notice of Sale and Preliminary Official Statement relating to the Obligations to prospective purchasers of the Obligations. Bids for the purchase of the Obligations shall be submitted upon the terms and conditions set forth in said Notice of Sale, and shall be delivered to the governing body at its meeting to be held on the date of such sale, at which meeting the governing body shall review such bids and shall award the sale of the Obligations or reject all bids for a particular series of the Obligations.

Section 5. Compliance with Federal Securities Laws. For the purpose of enabling the purchaser(s) of the Obligations (collectively, the “Purchasers”) to comply with the requirements of Rule 15c2-12 of the Securities and Exchange Commission (the “Rule”), the appropriate officers of the Issuer are hereby authorized: (a) to approve the form of the Preliminary Official Statement; (b) covenant to provide continuous secondary market disclosure by annually transmitting certain financial information and operating data and other information necessary to comply with the Rule to certain national repositories and

the Municipal Securities Rulemaking Board, as applicable; and (c) take such other actions or execute such other documents as such officers in their reasonable judgment deem necessary to enable the Purchasers to comply with the requirement of the Rule.

The Issuer agrees to provide to the Purchasers within seven business days of the date of the sale of Obligations or within sufficient time to accompany any confirmation that requests payment from any customer of the Purchasers, whichever is earlier, sufficient copies of the final Official Statement to enable the Purchasers to comply with the requirements of Rule 15c2-12(3) and (4) of the Securities and Exchange Commission and with the requirements of Rule G-32 of the Municipal Securities Rulemaking Board.

Section 6. Further Authority. The Mayor/Chief Executive, acting Chief Financial Officer, Clerk and the other officers and representatives of the Issuer, Bond Counsel and the Municipal Advisor are hereby authorized and directed to take such other action as may be necessary to carry out the sale of the Obligations.

Section 7. Effective Date. This Resolution shall be in full force and effect from and after its adoption.

ADOPTED by the governing body on November 30, 2023.

(SEAL)

Mayor/Chief Executive Officer

ATTEST:

Clerk

Approved as to form:

Office of Chief Counsel

ECONOMIC DEVELOPMENT & FINANCE STANDING COMMITTEE

APPROVING THE 2024 SALE RESOLUTION

Economic Development & Finance MEETING (ED/F)

FINANCE ADMINISTRATION

DECEMBER 4TH, 2023



THE 2024 SALE RESOLUTION

Establishes an expectation debt financing

Resolution: Authorizing the offering for sale of General Obligation Temporary Notes and General Obligation Bonds of the Unified Government of Wyandotte County/Kansas City, Kansas.

Project Amounts by Tax Levy	
City Bond and Interest Fund	31,475,000
County Bond and Interest Fund	6,700,000
Total	38,175,000

Rate funded projects: debt service repayment is integrated into rate models & based on currently approved rates

Projects Funded by Enterprise Fund Rates	
Sewer Fund	46,690,000
Stormwater Fund	1,300,000
Total	47,990,000

2024 Debt Authorization Reconciliation

Authorization Report Reconciliation	
Total Project Authorization 2018-2028	335,132,000
Previous Bond Issuance	(30,767,000)
2023 Temp Note Issuance	(50,420,000)
2018-2023 Unissued Budget	(162,793,500)
2024 Unissued Budget (New Funding)	(47,374,167)
2025-2028 Unissued Budget (Future Funding)	(43,777,333)
Total Budget	(335,132,000)



Sale Authorization Reconciliation	
Total Project Authorization 2018-2028	335,132,000
Previous Bond Issuance	(30,767,000)
2024 Reimbursement Resolutions	(1,000,000)
2018-2023 Unissued Budget & Payoffs	(129,423,500)
2024 Unissued Budget	(43,999,167)
2025-2028 Unissued Budget (Future Funding)	(43,777,333)
Sale Resolution	86,165,000

Project Amounts by Revenue Source	
City Tax Levy	31,475,000
County Tax Levy	6,700,000
Sewer Rate Funded	46,690,000
Stormwater Rate Funded	1,300,000
Total	86,165,000



CALENDAR

Action Today:

December 2023	Full Commission Approval of Sale Resolution
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Future Actions:

February 2023	Sale of Bonds/Temporary Notes
March 2023	Closing on Bonds/Temporary Notes



COMMISSION ACTION TO APPROVE ORDINANCE/RESOLUTION

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF MUNICIPAL TEMPORARY NOTES AND GENERAL OBLIGATION BONDS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS; REQUESTING THE PUBLIC BUILDING COMMISSION OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS TO ISSUE ITS LEASEHOLD REVENUE BONDS.

WHEREAS, pursuant to the provisions of the laws of the State of Kansas applicable thereto, by proceedings duly had, the governing body of the Unified Government of Wyandotte County/Kansas City, Kansas (the "Issuer" or the "Unified Government") has previously authorized certain internal improvements described as follows (the "Improvements"):

Improvements to be Funded with General Obligation Bonds and/or Municipal Temporary Notes

CAMP	Project Name	Estimated Project Costs to be Financed
PRG00017 2022	Annual Concrete Repair Program, 2022	1,500,000
PRG00017 2023	Annual Concrete Repair Program, 2023	600,000
PRG00258 2022	Annual Neighborhood ADA Pedestrian Handicapped Ramps, 2022	800,000
PRG00258 2023	Annual Neighborhood ADA Pedestrian Handicapped Ramps, 2023	25,000
PRG00247 2022	Fairfax Industrial Area Improvements, 2022	100,000
PRG00247 2023	Fairfax Industrial Area Improvements, 2023	100,000
PRG00012 2020	Annual R/R Crossing Improvement, 2020	150,000
PRG00012 2022	Annual R/R Crossing Improvement, 2022	150,000
PRG00011 2022	Annual Pavement Preservation Program, 2022	443,000
PRG00011 2023	Annual Pavement Preservation Program, 2023	1,325,000
PRG00014 2022	Annual Alley Improvement Program, 2022	300,000
PRG00014 2023	Annual Alley Improvement Program, 2023	100,000
PRG00019 2019	Annual Bridge Repair, 2019	200,000
PRG00019 2021	Annual Bridge Repair, 2021	300,000
PRG00019 2022	Annual Bridge Repair, 2022	300,000
PRG00019 2023	Annual Bridge Repair, 2023	300,000
PRG00267 2020	Annual Priority Traffic Signal Replacements, 2020	200,000
PRG00267 2021	Annual Priority Traffic Signal Replacements, 2021	600,000
PRG00267 2023	Annual Priority Traffic Signal Replacements, 2023	75,000
PRG00267 2024	Annual Priority Traffic Signal Replacements, 2024	25,000
PRG00219 2022	Annual Elevator Upgrades, 2022	500,000
PRG00020 2022	Annual Facilities/Parking Annual Maintenance & Repair, 2022	700,000
PRG00020 2023	Annual Facilities/Parking Annual Maintenance & Repair, 2023	200,000
PRG00020 2024	Annual Facilities/Parking Annual Maintenance & Repair, 2024	200,000



Report to Full Commission

MEETING DATE	PRESENTER	DEPARTMENT
December 7, 2023	Wesley McKain, Policy & Development Manager	Health Department
AGENDA ITEM #IX.3.		
RESOLUTION/ORDINANCE: TOBACCO RETAIL LICENSE		
BACKGROUND		
Adoption of a resolution and ordinance approving a local Tobacco Retail License, and amending an existing section, and adding new sections to the Code of Ordinances, submitted by Wesley McKain, Policy and Development Manager, Public Health Department. <i>This item was previously heard by this Committee on October 23, 2023. On November 27, 2023, the Administration and Human Services Standing Committee, chaired by Commissioner Markley, voted 4/1 to approve and forward to full commission.</i>		
RECOMMENDATION		
Approve		
BUDGET IMPACTS / FINANCIAL CONSIDERATIONS		
IT/POLICY CONSIDERATIONS		
PROCUREMENT CONSIDERATIONS		
LEGAL CONSIDERATIONS		
ATTACHMENTS		
Tobacco License, WyCo TRL Final 10-20-23 , TRL Presentation 10.17.2023		

Approved by Mayor and Administrator to add to agenda:

David Johnston, County Administrator

Dated:



Staff Request for Commission Action

Tracking No. 212876

Full Commission Meeting Date:

Committee: Administration & Human Services

Date of Standing Committee Action:

(If none, please explain):

Publication Required: No

<u>Date:</u>	<u>Contact Name:</u>	<u>Contact Phone:</u>	<u>Contact Email:</u>	<u>Department/Division:</u>
12/01/2023	Wesley McKain	X8833	wmckain@wycokck.org	Health Department

Item Description:

The Unified Government of Wyandotte County Public Health Department is recommending the implementation and development of a Tobacco Retail Licensing Program (TRL) in Wyandotte County, Kansas. A TRL ordinance provides municipal regulation over tobacco sales towards youth populations by enforcing already existing laws. In the United States, the average age for when people first try a cigarette is 14.5 years and the average age when people become a daily smoker is 17.7 years of age. The problem of youth tobacco use can be largely attributed to retailers selling to underage customers. One study found up to 74% of retailers were selling to underage customers; several other studies have found between 30% and 40% of retailers violating age restrictions. TRLs have been shown to drastically reduce the number of retailers selling to underage customers. In the State of Kansas, the municipalities of Wichita, Newton, and Lawrence have already implemented a local TRL.

The ordinance proposes a Tobacco Retail License cost of \$1,000 per year for all Wyandotte County tobacco retailers. Due to Wyandotte County having over 150 tobacco retailers, this amount will generate \$150,000 or more in revenue. This revenue will fully pay for the program, funding a position within the UGPHD that will conduct semi-annual license checks and educational materials. As a result, no funding is being requested from the UG's annual budget.

Action Requested:

Approve request

Budget Impact: (if applicable)

Amount:

Source:

Included In Budget:

Other (explain):

Attachments List:

Tobacco License, WyCo TRL Final 10-20-23 , TRL Presentation 10.17.2023

Commission Agenda Item Report

Title: KCK Tobacco Retail License proposal

Proposed Agenda Date: September 25, 2023 AHS Standing Committee

Presented by: Uzo Nwafor, Tobacco Prevention Coordinator, Public Health
Kari Rinker, State Government Relations Director, American Heart Association
Dustin Hare, Public Policy Analyst, Public Health
Wesley McKain, Policy & Development Manager, Public Health

BACKGROUND:

About the Health Department's Tobacco Retail License Ordinance

The Unified Government of Wyandotte County Public Health Department (UGPHD) is recommending the implementation and development of a Tobacco Retail Licensing Program (TRL) in Wyandotte County, Kansas. A TRL ordinance provides municipal regulation over tobacco sales towards youth populations by enforcing already existing laws. In the United States, the average age for when people first try a cigarette is 14.5 years and the average age when people become a daily smoker is 17.7 years of age. The problem of youth tobacco use can be largely attributed to retailers selling to underage customers. One study found up to 74% of retailers were selling to underage customers; several other studies have found between 30% and 40% of retailers violating age restrictions. TRLs have been shown to drastically reduce the number of retailers selling to underage customers. In the state of Kansas, the municipalities of Wichita, Newton and Lawrence have already implemented a local TRL. A presentation for this TRL in Wyandotte County was requested by Commissioners Melissa Bynum and Angela Markley who proposed that this be presented to the Human Services Standing Committee.

Current partnership with American Heart Association

For nearly a year, Uzo Nwafor, Tobacco Prevention Coordinator, and Dustin Hare, Policy Analyst, have been engaging with Kari Rinker who is the State Government Relations Director with the American Heart Association. Kari has worked with other communities around the state to craft TRL ordinances and her knowledge and expertise has been critical in developing an ordinance that adheres to best practices.

BUDGET IMPACTS/FINANCIAL CONSIDERATIONS

The ordinance proposes a Tobacco Retail License cost of \$1,000 per year for all Wyandotte County tobacco retailers. Due to Wyandotte County having over 150 tobacco retailers, this amount will generate \$150,000 or more in revenue. This revenue will fully pay for the program, funding a position within the UGPHD that will conduct semi-annual license checks and educational materials. As a result, no funding is being requesting from the UG's annual budget.

POLICY CONSIDERATIONS:

The tobacco retail license proposes to the following changes to the UG Municipal Code:

- Amends Section 17-8: Selling, giving or furnishing cigarettes or tobacco products to any person under 21 years of age.

Furthermore, the tobacco retail license will add the following sections to the Municipal Code:

- Sec. 17-9. License Application
- Sec. 17-10. License Fee
- Sec. 17-11. License Renewal
- Sec. 17-12. Compliance checks
- Sec. 17-13. Suspension or Revocation

LEGAL CONSIDERATIONS:

The stakeholders from the UGPHD and the American Heart Association are working in collaboration with Jeff Conway from the UG's Legal team to review the policy language prior to presenting to the Standing Committee.

RECOMMENDED ACTION:

We are seeking a vote from the Standing Committee on the adoption of a local Tobacco Retail License ordinance.

Administrator: Approved ~~9/13/2023~~ 9/13/2023


Mayor: JYMONA J. JAMES 9-13-23

(Summary Published _____)

RESOLUTION NO. _____

ORDINANCE NO. _____

**AN ORDINANCE AND RESOLUTION RELATING TO
THE TOBACCO RETAIL LICENSE ORDINANCE**

WHEREAS, preventing the use of tobacco products by those under 21 years of age is a goal of the Health Department;

WHEREAS, requiring retail licensing through the Health Department for tobacco sales in Wyandotte County will help curtail underage use of tobacco products;

WHEREAS, inspections by the Health Department for compliance with the retail licensing program in Wyandotte County will help curtail underage use of tobacco products;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That original Section 17-8 of the Code of the Unified Government of Wyandotte County/Kansas City, Kansas, be and the same is hereby amended to read as follows:

Sec. 17-8. - Selling, giving or furnishing tobacco products to any person under 21 years of age.

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

Tobacco product means any product containing, made, or derived from tobacco or that contains nicotine that is intended for human consumption or is likely to be consumed, whether smoked, heated, chewed, absorbed, dissolved, inhaled, or ingested, or by any other means, including but not limited to a cigarette, a cigar, hookah, pipe tobacco, chewing tobacco, snuff, snus and electronic smoking device. Notwithstanding any provision to the contrary, "tobacco product" includes any component, part, or accessory intended or reasonably expected to be used with a tobacco product, whether or not any of these contain tobacco or nicotine, including but not limited to filters, rolling papers, blunt or hemp wraps, hookahs, and pipes, and whether or not any of these are sold separately. The term "tobacco product" does not include drugs, devices or combination products authorized for sale by the U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

Electronic smoking device means any device that may be used to deliver any aerosolized or vaporized substance to the person inhaling from the device, including, but not limited to, an e-cigarette, e-cigar, e-pipe, vape pen, or e-hookah. Electronic smoking device includes any component, part, or accessory of the device, and also includes any substance that may be aerosolized or vaporized by such device,

whether or not the substance contains nicotine. Electronic smoking device does not include drugs, devices, or combination products authorized for sale by the U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug, and Cosmetic Act.

Tobacco retailer means any person, partnership, joint venture, society, club, trustee, trust, association, organization, or corporation who owns, operates, or manages any tobacco retail establishment. Tobacco retailer does not mean the non-management employees of any tobacco retail establishment.

Tobacco retail establishment means any place of business where tobacco products are available for sale to the general public. The term includes but is not limited to grocery stores, tobacco products shops, kiosks, convenience stores, gasoline service stations, bars, and restaurants.

UGPHD means the Unified Government Public Health Department.

Tobacco Retailer License means a license issued by UGPHD for the sale of tobacco products. “Tobacco retailer license” and “license” are used interchangeably in this article and shall have the same meaning.

Licensee means the holder of a valid license for the sale of tobacco products.

Person means any natural person.

Self-service display means any display from which customers may select a tobacco product without assistance from the tobacco retailer or the tobacco retailer’s agent or employee and without direct person-to-person transfer between the purchaser and the tobacco retailer or tobacco retailer’s agent or employee. A tobacco vending machine is a form of self-service display.

Sale includes delivery, barter, exchange, transfer or gift, or offer thereof, and each such transaction made by any person, whether as principal, proprietor, agent, servant, or employee.

Moveable Place of Business means any form of business that is operated out of a kiosk, truck, van, automobile or other type of vehicle or transportable shelter and that is not a fixed address or other permanent type of structure licensed for over-the counter sales transactions.

Licensed Product means the term that collectively refers to any tobacco product.

Arm’s Length Transaction means a sale in good faith and for valuable consideration that reflects the fair market value between two informed and willing parties, neither of which is under any compulsion to participate in the transaction. A sale between relatives, related companies or partners, or a sale for which a significant purpose is avoiding the effect of the violations of this section is not an Arm’s Length Transaction.

Compliance Check means the system UGPHD uses to investigate and ensure that those authorized to sell tobacco products are following and complying with the requirements of this ordinance. Compliance checks can involve the use of persons under the age of 21 who purchase or attempt to purchase tobacco products. Compliance checks may also be conducted by UGPHD, or other designated agencies for educational, research, and/or training purposes, or for investigating or enforcing federal, state, or local laws and regulations relating to tobacco products.

Delivery Sale means the sale of any tobacco product to any person for personal consumption and not for resale when the sale is conducted by any means other than an in-person, over-the counter sales transaction in a licensed retail establishment. Delivery sale includes, but is not limited to, the sale of any tobacco product when the sale is conducted by telephone, other voice transmission, mail, the internet, or app-based service. Delivery sale includes delivery by licensees or third parties by any means, including curbside pick-up.

(b) It shall be unlawful for any tobacco retailer to:

- (1) Sell tobacco products to any person under the age of 21 years; or
- (2) Sell or otherwise distribute tobacco products by or from a self-service display except in places where persons under the age of 21 are not permitted access at any time; or
- (3) Fail to verify that the purchaser is at least 21 years of age.

a. Each tobacco retailer or tobacco retailer's agent or employee shall examine the purchaser's government-issued photographic identification. No such verification is required for a person known by the tobacco retailer to be over the age of 30. That a purchaser appeared to be 30 years of age or older shall not constitute a defense to a violation of this section.

(4) Sell or offer to sell any tobacco product without first having obtained a license from UGPHD or an authorized designee of UGPHD, or without having renewed the license as required by this article. A Tobacco Retail License is required for each location in which such tobacco retailer sells or distributes tobacco products.

a. No tobacco retail establishment or person shall sell or offer to sell any tobacco product through vending machine or self-service displays in Wyandotte County without first having obtained a license from UGPHD or an authorized designee of UGPHD, or without having renewed the license as required by this article.

b. No tobacco retail establishment or person shall sell or offer to sell any tobacco product without first having posted notice of the legal sales age for the purchase of tobacco products, age verification requirements, and possible penalties for underage sales within 6 feet of each cash register or place where payment may be made in a place conspicuous to both employees and customers, and where the sign(s) are unobstructed in their entirety. The sign shall state, "THE SALE OR PROVISION OF TOBACCO PRODUCTS, INCLUDING E-CIGARETTES, TO AN INDIVIDUAL UNDER 21 YEARS OF AGE IS PROHIBITED BY LAW." The sign required shall be 5 ½ inches by 8 ½ inches and the statement required shall be printed in 36-point boldfaced type. The required signage will be provided to the licensee by UGPHD.

c. No tobacco retailer, tobacco retail establishment, or person shall gift or distribute samples of any tobacco product free of charge or at a nominal cost, regardless of the age of the person acquiring the product. The distribution of a tobacco product as a sample, free donation, gift, or at otherwise nominal cost, is prohibited and shall subject the tobacco retailer or tobacco retail establishment to the penalties prescribed under this article and those prescribed by other local, state or federal laws pertaining to samples, donation, or otherwise nominally priced tobacco products.

d. Licenses must be posted and displayed at all times in plain view of the general public or clientele of the tobacco retail establishment. Failure to display the tobacco retailer license is an accruable violation under this section.

(c) It shall be a defense to an administrative citation under subsection (b) of this section if:

- (1) The tobacco retailer sold, furnished or distributed the cigarettes, electronic cigarettes, or tobacco products to the person under 21 years of age with reasonable cause to believe the person was of legal age to purchase or receive cigarettes, electronic cigarettes or tobacco products; and
- (2) To purchase the cigarettes, electronic cigarettes, or tobacco products, the person under 21 years of age exhibited to the tobacco retailer a driver's license, Kansas non-driver's identification card or other official or apparently official document containing a photograph of the person and

purporting to establish that the person was of legal age to purchase or otherwise receive tobacco products.

(3) The tobacco retailer engages in the lawful sale, furnishing or distribution of cigarettes, electronic cigarettes, or tobacco products by mail; and

(4) The tobacco retailer sold, furnished or distributed the cigarettes, electronic cigarettes, or tobacco products to the person by mail only after the person had provided to the tobacco retailer an unsworn declaration, conforming to K.S.A. 53-601, that the person was 21 or more years of age.

~~(d) It is unlawful for any tobacco retailer to fail to post and maintain in a conspicuous place in the tobacco retail establishment the following notice: "BY LAW, CIGARETTES AND TOBACCO PRODUCTS MAY BE SOLD ONLY TO PERSONS 21 YEARS OF AGE AND OLDER."~~

~~(e)~~(d)(1) Violation of this section is a civil infraction subject to sections 2-654 through 2-662 of this Code. Any tobacco retailer found to have violated this article shall be subject to the following penalties:

a. A first violation of this section punishable by a minimum penalty of ~~\$200.00~~ *\$500.00*.

b. A second violation of this section, *occurring within a 36-months period from a first conviction*, is punishable by a minimum penalty of ~~\$500.00~~ *\$750.00*.

c. A third violation of this section, *occurring within a 36-months period from a first conviction*, is punishable by a minimum penalty of ~~\$500.00~~ *\$1,000.00*.

d. A fourth or subsequent violation of this section within a 36-month period is punishable by a minimum penalty of ~~\$1,000.00~~ *\$1,250.00* and constitutes grounds for the denial of, refusal to renew, suspension of, or revocation of any food, liquor, tobacco, or other business license issued by the city for a period of 30 days.

(2) The monies collected from violations of this section shall be used to cover the costs of tobacco retail establishment inspections, unannounced compliance checks, education and training, and administrative oversight of the tobacco enforcement program within the public health department.

(3) For purposes of this article, the person who violates this article shall be the tobacco retailer where the transaction takes place.

Section 2. That Article I of Chapter 17 of the Code of the Unified Government of Wyandotte County/Kansas City, Kansas, is amended by the addition of new sections to read as follows:

Sec. 17-9. License Application

(a) Application for a License under this article shall be made with the UGPHD, on a form provided by the UGPHD for that purpose. The application must contain the full name of the applicant, the applicant's residential and business addresses and telephone numbers, the name of the business for which the license is sought, and any additional information UGPHD deems necessary. If UGPHD or its specified designee, determines that an application is incomplete, the application will be returned to the applicant with notice of the deficiency and the requisite information necessary to make the application complete.

(b) Within 14 days of receipt of an application for a License, UGPHD shall issue the license unless:

(1) The applicant is under 21 years of age;

- (2) The application is incomplete;
 - (3) The application is determined to be fraudulent, to include a material misrepresentation, or to contain a false statement;
 - (4) UGPHD determines that the applicant is not currently in compliance with the Kansas Cigarettes and Tobacco Products Act of 1933, codified as amended at K.S.A. 79-3301 et seq.;
 - (5) The applicant has had a Tobacco Retail License revoked within 24 months, preceding the date of application;
 - (6) The applicant is in arrears with respect to the license fee or any fine imposed for violation of this ordinance; or
 - (7) The business for which the tobacco retailer license is requested is a moveable place of business. Only fixed-location retail establishments are eligible to be licensed.
- (c) If the application is determined to be deficient because it is incomplete, including the failure to pay the license fee or failure to sign the document provided by UGPHD, UGPHD shall give notice to the applicant 14 days therefrom within which to provide a completed application.
 - (d) If the application is denied, or the applicant fails to complete the application within the 14-day period, then UGPHD shall deny the application by giving Notice of Denial to the applicant.
 - (e) If a license is mistakenly issued or renewed to an applicant, UGPHD or its designee may revoke the license upon the discovery that the applicant was ineligible for the license under this ordinance. UGPHD or its designee will provide the tobacco retailer license holder with notice of the revocation, along with information on the right to appeal.
 - (f) If a tobacco retail license is suspended or revoked, whether due to applicant or licensee ineligibility, or determination of a violation under this ordinance, or any other federal, state, or local law or regulation, the license fee is forfeited to UGPHD and shall not be refunded to the applicant or licensee.
 - (g) Licenses issued under this article are non-transferable.
 - (h) The license term is one calendar year, beginning on January 1. During the first year of the tobacco retail license program after enactment or if a business is newly established within the city after January 1 of any year, the amount for the license fee is determined by dividing the annual license fee by four and multiplying the figure so obtained by the number of quarters or fractions of quarters remaining until the next January 1.
 - (i) Licenses issued under this article shall be valid until 11:59 p.m. on December 31 of the year in which the License is issued.

Sec. 17-10. License Fee

- (a) To commence the Tobacco Retailer License program, Tobacco Retailer License applications shall be sent to tobacco retailers and tobacco retail establishments by UGPHD on or about November 1, 2024. The license fee of \$600.00 shall be due with the application before January 1, 2025. On and after January 1, 2025, the license fee for each Tobacco Retail License required by this article shall be \$600.00 per year and shall be due at the time of application.
- (b) The license fee shall not be refunded upon suspension or revocation of a Tobacco Retail License.
- (c) The fees stated in this section shall be used to cover the administrative costs for administering licenses, providing education and training, and making retail inspections, and unannounced

compliance checks as authorized by law. The County Administrator, pursuant to 2-291, shall from time to time review the costs of the license fees and adjust the license fees to ensure that the program established by this article remains revenue neutral.

Sec. 17-11. License Renewal

- (a) On or about November 1 of each year, UGPHD will mail to each Tobacco Retail Licensee a renewal notice and a renewal application form.
- (b) To renew a license under this article, the Licensee must, before January 1 of the succeeding year: (1) remit to UGPHD the license fee; (2) complete the renewal application form; (3) sign the statement that the Licensee has read this article and has provided training to all of its employees, if any, who engage in the distribution of tobacco products; and (4) return the completed renewal application form and all requested information to UGPHD.
- (c) A license issued under this article shall not be renewed if the Licensee has any outstanding fines issued under this Article, if the renewal form is incomplete, or if UGPHD determines that the Licensee is no longer in compliance with the Kansas Cigarettes and Tobacco Products Act of 1933, codified as amended at K.S.A. 79-3301 et seq..

Sec. 17-12. Compliance checks

- (a) A tobacco retailer shall be subject to at least one unannounced compliance check per year. UGPHD or its authorized designee shall conduct compliance checks for the purposes of evaluating compliance with this article, by engaging persons that are 18 years old through 20 years old to enter the tobacco retail establishment to attempt to purchase tobacco products. Unannounced follow-up compliance checks of all non-compliant tobacco retailers shall occur within six months of any violation of this article.

Sec. 17-13. Suspension or Revocation

- (a) The UGPHD may deny, suspend, revoke or refuse to renew a license for any tobacco retailer pursuant to this section. Such denial, suspension or revocation order shall be mailed to the applicant or the licensee by registered or certified mail at the address shown on the application. In lieu of such mailing, the health director or the director's representative may personally serve such order. The order shall set forth the reasons for the action taken. Such service must be made within ten calendar days after the day the order is signed. Unless appealed, the order shall become final and effective 15 days from the date of its service.
- (b) UGPHD shall deny, suspend, revoke or refuse to renew a license for a period not less than 10 days upon second violation of provisions of this article or any federal or state laws related to the distribution or use of tobacco products.
- (c) UGPHD shall deny, suspend, revoke or refuse to renew a license for a period not less than 30 days upon third violation of provisions of this article or any federal or state laws related to the distribution or use of tobacco products.
- (d) UGPHD shall deny, suspend, revoke or refuse to renew a license for a period not less than 2 years upon fourth violation of provisions of this article or any federal or state laws related to the distribution or use of tobacco products.
- (e) Any person, tobacco retailer, or tobacco retail establishment found to be selling without a valid tobacco retail license shall be subject to a civil infraction punishable by a minimum penalty of \$500.00 fine upon first violation. If the same person, tobacco retailer, or tobacco retail establishment is found to be selling without a valid tobacco retail license a second time within 12 months of the first violation, such individual, tobacco retailer, or tobacco retail establishment

shall be issued a No Sales Order for Tobacco Products and shall be ineligible to receive a tobacco retailer license for a period of two (2) years.

- (f) Court prosecution or conviction of a violation is not necessary to prove an occurrence that triggers an administrative penalty or suspension or revocation under this section. A journal entry of conviction shall serve as prima facie evidence of an occurrence.
- (g) In addition to any other penalty, a person, tobacco retailer or tobacco retail establishment that violates any provision of this article or any local, state or federal law relating to tobacco product sales is subject to the penalties prescribed in this section, including civil penalties and the prohibition from distributing tobacco products.

Sec. 17-14. Appeals

- (a) Any applicant or licensee who is aggrieved by such order of suspension or revocation may, within 15 days after the date of service, request a hearing on the order. Such request shall be sent to the health director by registered or certified mail and shall specify why the denial, suspension or revocation is unjust, unreasonable or illegal. Upon receipt of such request, the health director shall fix a date for a hearing which shall not be less than ten days or more than 30 days after the date of receipt of the request. Any appeal shall stay the administrative penalty, suspension or revocation of the license until the matter is heard by the director.
- (b) Hearings will be conducted by a hearing officer. On the basis of the evidence produced at the hearing, the hearing officer shall make findings of fact and conclusions. The health director shall then make an order pursuant to the findings and conclusions and cause the order to be served on the applicant or licensee. The order of the director shall be final.
- (c) In any hearing before the Director pursuant to this section, a certified copy of conviction from any local or state court is prima facie evidence of a violation.
- (d) Any notice, order or instrument issued by or with the authority of the health director or the hearing officer may be made by mailing a copy by registered or certified mail directly to the person affected at such person's last known post office address as shown by the records of the public health department.
- (e) An appeal may be taken from any final order or final determination of the director to the district court in Wyandotte County, Kansas. Notice of appeal from any such final order or determination shall be served on the health director. Service of a notice of appeal shall not operate as a stay of the public health department's order.

Section 3. That said original Section 17-8 be and the same is hereby repealed.

Section 4. If any provision of this Ordinance or the application thereof to any persons or circumstances is held invalid, such invalidity shall not affect other provisions or application of the Ordinance which can be given effect without the invalid provisions or application and to this end the provisions of this Ordinance are declared to be severable.

Section 5. This resolution and ordinance shall take effect and be in full force from and after its passage, approval, and a summary published in the official Unified Government newspaper.

**PASSED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF
WYANDOTTE COUNTY/KANSAS CITY KANSAS
THIS ____ DAY OF _____, 2023.**

[The balance of the page is left intentionally blank. Signature page to follow.]

APPROVED:

Tyrone A. Garner
Mayor/CEO

Attest:

Unified Government Clerk

Approved as to form:

Chief Counsel

Tobacco Retail License Ordinance

Overview of TRL

- Provides for municipal regulation over tobacco sales
- Create a local solution to reduce youth tobacco access to protect them from a lifelong addiction
- Holds retailers accountable for illegal tobacco sales, not low-wage clerks or youth

Community Outreach and Support



History

- Unified Government first Kansas community to pass “T21” in 2015-
raising legal minimum sale age of all tobacco products from 18 to 21.
- Over 20 Kansas communities followed, preceding subsequent federal
and state alignment.
- In 2020, the Commission acted upon the Health Department’s
recommendation and repealed youth penalty for tobacco possession.

Youth Tobacco Use

- The average age people try smoking a cigarette is 14.5 years
- 88% of people who have ever tried a cigarette have done so by age 18
- A 2019 survey found that 25.8% of Kansas high school students had used tobacco products in the past 30 days
- The 2022 Kansas Communities that Care survey found that 14.51% of Wyandotte County youth said it would be "very easy" to get vaping products (state average was 13.97%)
- Studies in various states have shown between 23% and 40% of retailers were selling tobacco to underage customers

Health in Wyandotte County

Wyandotte County

104

Health Factors Rank

103

Health Outcomes Rank

Population: 167,046

20
23

	2019	2020	2021	2022	2023	Kansas 2023
Number of Counties Ranked	102	104	104	104	104	104
Health Outcomes- Rank	99	104	104	102	103	N/A
Length of Life- Rank	87	93	90	98	98	N/A
Premature death (years of potential life lost, per 100,000) ^a	9230	9626	9684	10612	10612	7458
Quality of Life- Rank	102	104	104	104	104	N/A
% Reporting poor or fair health, adults ^b			26	25	20	13
Average number of poor physical health days, adults ^b			5	4	4	3



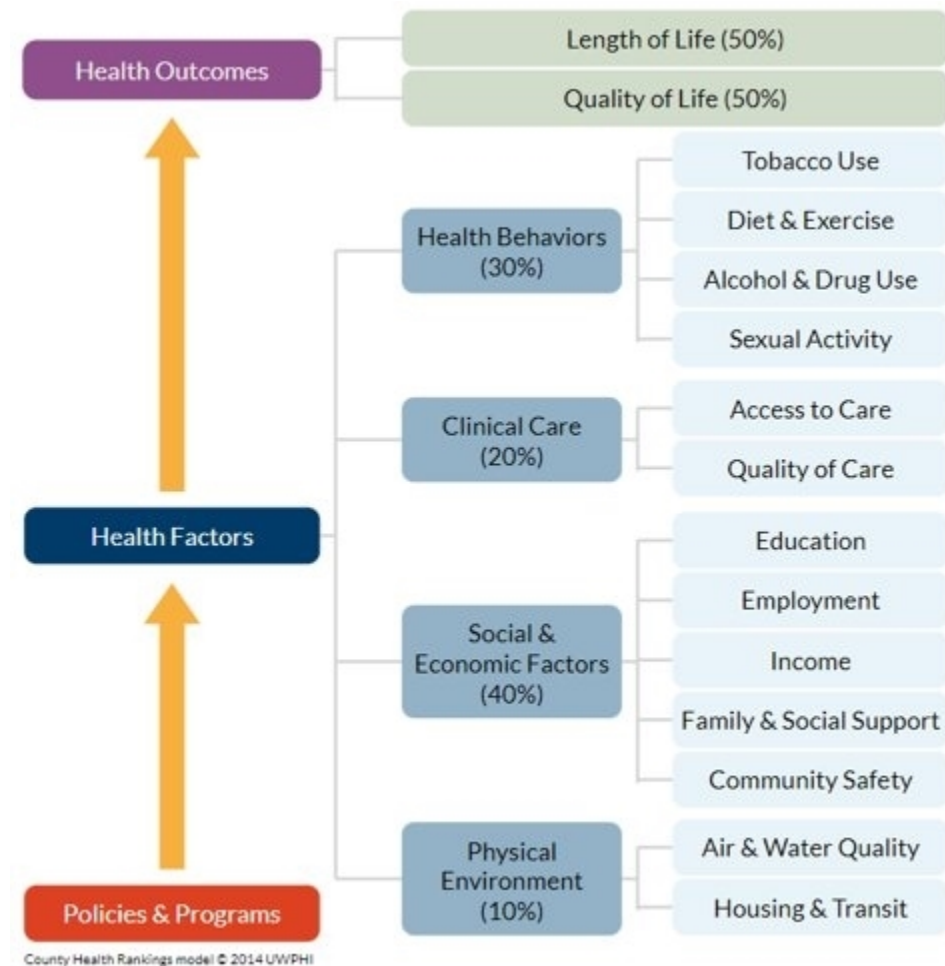
Wyandotte County remains last place in Kansas health rankings in most recent Robert Wood Johnson Foundation report.



Tobacco Use & Health

Tobacco Product use can have many adverse effects on an individuals' health. Some of these effects include:

- Cancer - most commonly lung cancer
- Chronic Obstructive Pulmonary Disease (COPD)
- Tuberculosis
- Coronary heart disease
- Diabetes
- Reduced immune function



Tobacco Retail License

1. **Establish** a comprehensive list of all retailers of nicotine and tobacco products in the jurisdiction.
2. **Fund** Public Health enforcement of tobacco sales regulations at no cost to the taxpayer.
3. **Prevent** illegal sales of nicotine and tobacco products to those under 21.
4. **Provide** weight to current laws by imposing a threat of suspension for repeated violations.
5. **Reduce** productivity loss, public and private health insurance costs, related illness and death.
6. **Impact** public health through prevention, responsibility, and accountability.

Other Cities

- Wichita, Kansas passed TRL in 1994. Updated in March 2023.
- Newton, Kansas unanimously passed TRL in September 2019.
- Lawrence, Kansas unanimously passed a TRL in November 2022.
- Communities throughout the nation have adopted- too numerous to track. Retailers are accustomed to varying licensing and regulations and consider it the cost of doing business.

TRL Benefits

- Wichita, KS established a TRL in 1994.
- Higher compliance rate than many other communities with TRL.
- Sedgwick County Smoking rate 18.5% vs Wyandotte 23.2%
- Updated March 2023 – Via unanimous vote, the City Council repealed youth penalty and strengthened retailer penalties for illegal sales to youth.

Historical Data					
Measure	2018	2019	2020	2021	2022
Compliance Rate	94%	95%	91%	95%	96%
Compliance Checks Conducted	260	391	174	410	452
Warnings Issued ⁴	N/A	N/A	N/A	N/A	N/A
Citations Issued	16	21	16	21	18

Policy Recommendations

- Amend section 17-8 - Selling, giving or furnishing cigarettes or tobacco products to any person under 21 years of age.
- Establish a municipal tobacco retail license program housed within and enforced by UGPHD.
- Establish a process to apply for and renew licenses.
- Establish an annual retail license fee, paid by all tobacco retailers.
- Establish compliance check protocol.
- Amend the penalty structure.
- Clarify language.

Penalty to Retailer

- At least 1 unannounced compliance check per year of each tobacco retailer
- Compliance checks conducted by Wyandotte County Health Department
- Engage youth ages 18-20 to conduct compliance checks
- Unannounced follow-up compliance checks of all non-compliant tobacco retailers are required within 6 months of any violation of this article

Compliance Enforcement Protocol

A penalty is assessed to the business/retailer, **not the clerk, or the purchaser, user, or possessor** of a tobacco product. Tiered fines and penalties are as follows:

1. For a first violation, a fine of \$500
2. For a second violation within a 36 month period, a fine of \$750 and the tobacco retailer shall be prohibited from distributing tobacco products for 10 days
3. For a third violation within a 36 month period, a fine of \$1,000 and the tobacco retailer shall be prohibited from distributing tobacco products for 30 days
4. For a fourth and any subsequent violations within a 36 month period, a fine of \$1,250 and revocation of tobacco retail license for a period of two years

*Appeals process defined in ordinance



Annual Fee

- Recommended Annual Fee: \$1000
- Covers the administrative cost for licensing administration and enforcement
- Allows for increased tobacco programming and education by UGPHD

Clarifying Language

- Signage
- Samples
- Age verification
- Vending machines
- Mobile tobacco sales

Questions?



Unified Government Public Health Department



Report to Full Commission

MEETING DATE	PRESENTER	DEPARTMENT
December 7, 2023	Jeffrey Conway, Assistant Counsel	Legal
AGENDA ITEM #IX.4.		
ORDINANCE/RESOLUTION: COMMUNITY BENEFITS FUND		
BACKGROUND		
An Ordinance/Resolution creating a new Community Benefits Fund from moneys received as fees paid by developers who are receiving economic development incentives, submitted by Jeff Conway, Assistant Counsel. <i>This item was scheduled to appear before the Economic Development and Finance Standing Committee, chaired by Commissioner Burroughs, on December 4, 2023. It was requested, and approved by the Mayor, to fast-track this item to the December 7, 2023, full commission meeting.</i>		
RECOMMENDATION		
Approve		
BUDGET IMPACTS / FINANCIAL CONSIDERATIONS		
11.13.23		
IT/POLICY CONSIDERATIONS		
PROCUREMENT CONSIDERATIONS		
LEGAL CONSIDERATIONS		
ATTACHMENTS		
CBA draft 2023 (FC 12-7-23)		

Approved by Mayor and Administrator to add to agenda:

David Johnston, County Administrator

Dated:

Published in the *Wyandotte Echo* _____

ORDINANCE NO. O-_____

**AN ORDINANCE TO PROVIDE FOR A NEW SECTION IN THE MUNICIPAL CODE
TO CREATE A COMMUNITY BENEFITS FUND TO BE FUNDED FROM FEES
RECEIVED FROM DEVELOPMENT PROJECTS THAT HAVE RECEIVED
ECONOMIC DEVELOPMENT INCENTIVES**

WHEREAS, the west side of Wyandotte County has been very successful in attracting economic development and tourism in recent years;

WHEREAS, other districts in the Unified Government have not had as many economic development projects;

WHEREAS, it is the desire of the Mayor/CEO, the Board of Commissioners, and all of Wyandotte County to ensure access to economic development opportunities; and

WHEREAS, economic opportunity and equity should be available to all areas of Wyandotte County regardless of location.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF
COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/
KANSAS CITY, KANSAS AS FOLLOWS:**

Section 1. That Chapter 27 of the Unified Government Code be amended by the addition of a new section 27-801 as follows:

Sec. 27-801. Community Benefits Fund

(a) *Purpose.* The Unified Government is committed to community outreach and engagement that promotes transparency and accountability and that ensures development projects in Wyandotte County benefit and promote economic growth and prosperity for all residents.

(b) *Definitions.* For purposes of this section, the following words and phrases shall have the meanings respectively ascribed to them by this subsection:

Community Benefits Advisory Board or advisory board means those certain members appointed by the mayor/CEO and commissioners to serve as members pursuant to this section.

Community Benefits Fund or benefits fund means the designated funds collected by the unified government for the purpose of disbursement pursuant to a recommendation by the advisory board to the economic development and finance standing committee.

Economic Incentive or economic incentive means any public assistance that lowers the market cost of completing an economic development project, such as land transfers below market rate or any economic incentive tool utilized by the department of economic development. Economic incentive does not include benefits received under the Neighborhood Revitalization Act pursuant to K.S.A. 12-17,114 *et seq.*

(c) *Community Benefits Advisory Board.*

(1) The Community Benefits Advisory Board shall consist of eleven members appointed by the mayor/CEO and the commissioners. The mayor/CEO shall appoint the chair from among the members of the advisory board and the mayor pro tem shall appoint the vice-chair from among the members of the advisory board. Only residents of the county, or owners or chief executive officers of businesses located in the county, are eligible to serve as members of the advisory board. Members of the advisory board shall be residents of the appointing commissioner's district, or the business shall be located in the appointing commissioner's district, as the case may be.

Notwithstanding any other provision of this subsection to the contrary, of the members first appointed to the advisory board after the effective date of this ordinance, those members appointed by the mayor/CEO, and those members appointed by the at-large commissioner and commissioners representing even-numbered districts, shall serve an initial one-year term and then shall serve two-year terms thereafter. All other members serve two-year terms.

(2) The advisory board may meet upon the call of the chair. The board shall act in an advisory capacity only and may act to forward recommendations to the mayor/CEO, for assignment to the economic development and finance standing committee, how the funds in the benefits fund are to be allocated.

(3) To the extent permitted by state and local law, one-half of all administrative fees and issuance fees received by the unified government as a result of any new development projects located in the city funded by utilizing economic incentives shall be set aside in the benefits fund.

(4) As necessary, or when requested by the mayor/CEO or the board of commissioners, the advisory board may open a public comment period consisting of no less than sixty (60) days to receive feedback from the community on which category or categories described in subsection (d) of this section those funds in the benefits fund should be spent.

(5) The public comment period may be completed with the help and advice of those Unified Government departments and staff assigned by the county

administrator. Tools for community engagement may include town halls, online surveys, attendance at neighborhood meetings, attending public events, marketing, and multi-language meetings.

(6) After the public comment period, the advisory board may convene a public hearing on the matter, after providing proper notice. The advisory board shall forward any recommendation to the economic development and finance standing committee. Any such recommendation requires an affirmative vote of a majority of all members of the advisory board.

(7) The advisory board shall be subject to the Kansas Open Meetings Act, K.S.A. 75-4317 *et seq.*, and the Kansas Open Records Act, K.S.A. 45-215 *et seq.*, and members of the advisory board shall be subject to the Unified Government Code of Ethics.

(8) The economic development and finance standing committee may consider any such recommendation of the advisory board at its next regularly scheduled meeting. Upon hearing the matter, the economic development and finance standing committee may recommend to the board of commissioners how the funds in the benefits fund that year are to be spent. The economic development and finance standing committee may amend the recommendation forwarded by the advisory board or may enhance or reduce the amounts contained therein.

(d) The categories of permitted expenditures from the benefits fund shall be limited to the following:

- (1) The senior home repair program;
- (2) A local affordable housing trust fund; and
- (3) Licensed childcare projects or programs;

(e) The distribution of community benefits made pursuant to this section shall not exceed an amount that is one-third of the money in the benefits fund for any one category described in subsection (d) of this section; except that such limitation may be exceeded or waived for any distribution upon a two-thirds vote of the board of commissioners. The distribution of community benefits made pursuant to this section shall include those distressed areas identified as Qualified Census Tracts for that year, as identified by the federal Department of Housing and Urban Development pursuant to notice in the Federal Register.

(f) *Allocation.* Allocations made pursuant to this section may occur starting June 1, 2024, or when the benefits fund has moneys totaling at least \$500,000, whichever occurs first.

(g) *Eligibility.* Recipients of funds pursuant to this section shall not be delinquent on any taxes, fines, and fees owed to the unified government. All recipients shall be residents of the city, or shall be an entity duly licensed and located in the city. No member of the

advisory board shall be a recipient of funds pursuant to this section, or shall represent an entity that is a recipient of such funds.

(h) *Exemptions.* The requirements of this section may be waived in whole or in part by resolution of the board of commissioners upon submission by the mayor/CEO, in consultation with the county administrator.

(g) *Policy Review.* In consultation with the unified government legal department, the advisory board shall review the effectiveness of this ordinance and make recommendations based on that review every two years. A review report shall be submitted to the economic development and finance standing committee for consideration.

Section 2. Effective Date. This ordinance shall take effect and be in full force from and after its passage and approval, and publication in the official newspaper.

**APPROVED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE
UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS,
THIS ____ DAY OF _____ 202_.**

Tyrone A. Garner, Mayor/CEO

Attest:

Unified Government Interim Clerk

Approved as to Form:

Unified Government Chief Counsel



Report to Full Commission

MEETING DATE	PRESENTER	DEPARTMENT
December 7, 2023	Alan Howze, Assistant County Administrator	Administrator's Office
AGENDA ITEM #X.1.		
ADOPTION: 2024 STATE LEGISLATIVE PROGRAM		
BACKGROUND		
Adoption of the 2024 State Legislative Programs, submitted by Alan Howze, Assistant County Administrator.		
RECOMMENDATION		
Approve		
BUDGET IMPACTS / FINANCIAL CONSIDERATIONS		
IT/POLICY CONSIDERATIONS		
PROCUREMENT CONSIDERATIONS		
LEGAL CONSIDERATIONS		
ATTACHMENTS		
FINAL - 2024 UG State Legislative Agenda		

Approved by Mayor and Administrator to add to agenda:

David Johnston, County Administrator

Dated:

	A	B	C	D	E	F	G	H
	PRIORITY	Title	Description	Category	Legislation or Appropriation	Included in 2023 UG Leg Agenda	UG Department	Notes
1								
2	Priority	Medicaid Expansion	The Unified Government supports expansion of the Kansas Medicaid program which will improve access to care for those most vulnerable in Wyandotte County. It is estimated that expansion would provide insurance for 7,466 currently uninsured Wyandotte County residents who would become eligible for KanCare with expansion. It would bring \$64,237,464 in new annual healthcare spending to Wyandotte County and create hundreds of new healthcare jobs.	Public Health & Human Services	Legislation	Yes	Area Agency on Aging, Health Department	
3	Priority	Allow Flexibility for Revenue Sources	Cities should be authorized to approve revenue sources which best suit the individual community in order to maintain appropriate levels of funding for the health, safety, and welfare of our citizens. This includes LAVTR, special highway funds, local earnings/income taxes, development impact fees to pay for infrastructure, E-Commerce delivery fees to address wear and tear on roads, and other local taxes and fees. Sales tax exemptions should only be applicable to the state portion of sales taxes.	Tax and Finance	Legislation	Yes	Finance	Updated
4	Priority	LAVTR funding	State funding for Local Ad Valorem Tax Reduction (LAVTR) program to provide additional revenue to local governments and reduce pressure on property taxes.	Tax and Finance	Appropriation	No	Finance	Included as Priority
5	Priority	Support Infrastructure Funding	The Unified Government is strongly supportive of state funding for a infrastructure needs. There is urgent need for funds to repair or replace bridges such as the Central Avenue Bridge.	Economic and Community Development	Appropriation	Yes	Public Works	Updated
6	Priority	Funding for World Cup preparations	Provide funding to support preparations for the World Cup in 2026.	Economic and Community Development	Appropriation	No	Economic Development	
7	Priority	Expanded Childcare and Universal Pre-K	High quality childcare and Pre-Kindergarten should be extended to all children in Kansas. The State should develop and fund a plan to address the urgent need for childcare services in all communities, including in Wyandotte County. The need for childcare is a top concern for businesses.	Economic and Community Development	Appropriation	Yes	Economic Development	
8	Priority	Equalize Motor Vehicle Taxes	The Unified Government supports changes in the tax formula used to assess motor vehicles to equalize motor vehicle taxes from county to county.	Tax and Finance	Legislation	Yes	Treasury	
9	Priority	Pay Prevailing Wage	The Unified Government supports paying prevailing wage on public works projects and economic development projects where tax incentives are given. The Unified Government strongly urges the Kansas Legislature to repeal the law banning the use of prevailing wage on public works and economic development projects.	Economic and Community Development	Legislation	Yes	Economic Development	
10	Priority	Increased Funding for Mental Health and Psychiatric beds	The Unified Government supports full state funding for mental health services, including additional bed space for psychiatric patients. This will reduce the number of people with behavioral or substance abuse issues who are inappropriately incarcerated in county jails or who end up unhoused. This includes expanded State of Kansas mental health facilities that are backlogged.	Public Safety	Appropriation	Yes	Sheriff, Community Corrections	

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	PRIORITY	Title	Description	Category	Legislation or Appropriation	Included in 2023 UG Leg Agenda	UG Department	Notes
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11	Priority	Funding for unhoused	Provide state funding for permanent supportive housing, supportive housing for youth that age out of foster care, and emergency shelter. Increase state funding for services for unhoused such as health and housing navigators and social workers. Support the development of a statewide plan to address homelessness - both the amelioration of suffering and the expansion of housing.	Public Health & Human Services	Appropriation	No	Health Department	
12	Priority	Protect STAR Bonds	STAR Bonds have proven to be one of the most effective economic development and job creation tools in the State of Kansas. The Unified Government encourages the Kansas Legislature to continue a workable STAR Bond policy with maximum flexibility and without unnecessary restrictions.	Economic and Community Development	Legislation	Yes	Economic Development	
13	Priority	Allow Expedited Partner Therapy	Allow for Expedited Partner Therapy in the case of sexually transmitted infections. EPT is the clinical practice of treating sex partners of patients diagnosed with chlamydia and gonorrhea by providing prescriptions or medications to the patient to take to their partner without a health care provider first examining the partner. Kansas is one of only four states which do not explicitly allow EPT.	Public Health & Human Services	Legislation	Yes	Health Department	
14		Support Public Education Funding	The Unified Government supports the funding formulas for public education, which provides vital funding and an even playing field for children in Wyandotte County. Fully funding special education would reduce the burden on local taxpayers and provide increased services to students most in-need.	Tax and Finance	Appropriation	No	Commission	Proposed by Sen Pittman - added as a Priority
15		Study Creation of a Riverfront Authority	Legislation authorizing a Study Committee to explore creation of a Kansas City, Kansas Riverfront Authority to develop the Kansas riverfront into a premier attraction.	Economic and Community Development	Legislation	Yes	Economic Development	
16		Quindaro Ruins	Support efforts to restore Quindaro Ruins and create a destination attraction that reflects the prominent role of Quindaro Ruins and the Missouri and Kansas rivers in our nation's history	Economic and Community Development	Appropriation	No	Economic Development	
17		Increased State Community College Funding	The Unified Government supports a funding formula for Community Colleges that gives full funding without increasing or placing an undue burden on local property taxes. A public education and Community College system which helps create a well-educated and trained workforce is crucial.	Economic and Community Development	Appropriation	Yes	Finance	
18		Alternate Construction Delivery	The Unified Government supports further threshold reductions in State law that will allow local governments to use design build and construction manager at risk techniques for public construction projects at an even greater level. These techniques have saved Wyandotte County taxpayers millions of dollars and expedite schedules on several major public construction projects but are difficult to use under current State laws.	Local Government Operations	Legislation	Yes	Public Works	

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19		Assault on Public Employees	The past few years have seen increases in assaults on public employees, including transit operators - recommended to increase penalties for assaulting public employees, including transit drivers / operators and other public servants.	Local Government Operations	Legislation	Yes	Transit	Updated
20		Cannabis Legalization	The UG Commission supports de-criminalizing marijuana and lifting the current ban on sale. This includes removing the felony charge for a third possession. Criminalizing possession when it is widely accessible within blocks of KCK If medical marijuana is permitted, it should be subject to existing state and local sales tax and cities should be able to levy their own excise fees and receive a portion of any state funds to offset the impact of medical marijuana. Also, cities should have the ability to opt-in to allowing dispensaries in their city. Kansas should only allow the cultivation and processing of medical marijuana and THC in licensed facilities and should not allow residential grow operations.	Public Health & Human Services	Legislation	Yes	Finance	Updated
21		Funding for Tuberculosis Outbreak Management	Wyandotte County has been a hotspot for tuberculosis cases in the past few years. The Kansas Department of Health and Environment provides some funding for TB management, but not enough to cover the costs of the testing and treatment regime needed to manage outbreaks. Additonal direct funding for local health departments who are monitoring for TB would improve overall response and reduce public health risks associated with tuberculosis outbreaks. Additionally the creation of an "outbreak fund" within KDHE would allow the agency to provide surge support to communities during an active outbreak.	Public Health & Human Services	Appropriation	No	Health	
22		Expand Treatment and Harm Reduction Approaches for Substance Abuse	1) The UG supports expanded state funding for substance abuse in-patient and out-patient treatment facilities in Wyandotte County. 2) Redefine what consititues drug paraphenalia under State Law. Kansas puts needles and syringes in the category of drug paraphernalia under state law, making their possession illegal, and prohibiting any sort of Syringe exchange programs that are an evidence-based approach to decrease the spread of deadly infectious diseases such as HIV and Hepatitis C. Current law allows for charges for possession of items related to marijuana use. 3) Good Samaritan Overdose Laws protect individuals who act in good faith and call for help for a drug related overdose, should they be found to be in possession of a controlled substance or drug paraphernalia. Analysis from May of 2021 shows that Kansas is one of only 3 states that does not have a Good Samaritan Overdose Law.	Public Health & Human Services	Legislation	Yes	Health Department	Updated
23		Support for Services for At-risk Youth	1) Foster Care Support After Age 18 - provide State financial support to youth who age out of the foster care system at age 18. Additional financial support improves the likelihood of successful transition from foster care to being a productive resident and reduces risk of people who age of foster care ending up in the criminal justice system. 2) Expand Child-in-Need-of-Care Support Services to provide cognitive behavioral counseling and enhanced support for youth to prevent future incarceration or violence.	Public Health & Human Services	Legislation	Yes	Health, Human Services / Community Corrections	
24		Protect Supplemental Nutrition Assistance Program (SNAP)	Approximately 13% of people in Wyandotte County (over 21,000 people) experience food insecurity. Research demonstrates that greater access to SNAP results in reducing hunger and poverty; and improving dietary intake, academic performance, mental health, economic self-sufficiency, and local job growth. There is no evidence showing that implementation of work and training requirements on SNAP creates significant increases in employment. The UG opposes making it more difficult for Wyandotte County residents to access SNAP.	Public Health & Human Services	Legislation	No	Health Department	

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25		Extreme Risk Protection Order	Legislation that allows law enforcement to seize firearms from a person who possesses an immediate danger of injury to self or others, while also providing due process protections to ensure fairness. Such legislation would reduce risks for suicidal individuals as well as reduce incidents of domestic violence, and has been enacted in 19 states.	Public Safety	Legislation	Yes	Health Department	
26		Offender Re-integration	The Unified Government supports full funding for community-corrections programs and grants that provide support for individuals to successfully re-integrate into the community. These include programs for behavioral-health initiatives that reduce community risk and offender recidivism.	Public Safety	Appropriation	Yes	Sheriff, Community Corrections	
27		Increased Expungement	The Unified Government supports increased funding for expungements, as well as the automated expungement of qualifying criminal records from public view.	Public Safety	Legislation	Yes	Community Corrections	Updated. Moving off priority agenda per discussion
28		Public Health & Human Services	Wyandotte County ranks among the lowest counties in the state for health outcomes. The State of Kansas ranks near the bottom nationally for public health funding. The UG Commission supports increased direct state funding for public health departments and other state initiatives aimed at improving the health outcomes of Wyandotte County residents.	Public Health	Appropriation	Yes	Health Department	Proposed by Sen Pittman