

MINUTES OF THE MISSION CITY COUNCIL MEETING

June 17, 2020

The Mission City Council met virtually for a regular meeting on Wednesday, June 17, 2020 at 7:00 p.m. The meeting was called to order by Mayor Ron Appletoft. The following councilmembers participated virtually: Trent Boultinghouse, Ken Davis, Sollie Flora, Kristin Inman, Debbie Kring, Arcie Rothrock, Nick Schlossmacher and Hillary Thomas.

The Mayor stated that because of the COVID-19 social distancing recommendations, this meeting is being held virtually via ZOOM. The Mayor, City Councilmembers and staff joined remotely. While the City Administrator, Laura Smith and City Clerk, Audrey McClanahan, participated from their own work stations at City Hall. The public was invited to participate in the meeting by using the instructions included in the City Calendar item listed on the front page of the website. The public may join or just listen, or join with audio and/or video using a webcam or smartphone. The public will be allowed to make comments through the "chat" feature and should note that comments are visible by the group. Members of the public are requested to state their name and city of residence when making a public comment. Mayor Appletoft also asked all to be conscientious of others talking and to speak clearly and slowly.

ISSUANCE OF NOTES AND BONDS

2020A General Obligation Bonds Acceptance of Sale

Mr. Scott reported on the bond documents needed to proceed with the sale of the General Obligation Refunding Bonds, Series 2020A, in the amount of \$6,250,000 to fund the replacement of General Obligation Refunding Bonds, Series 2010B. The City of Mission issued \$6,945,000 in general obligation (GO) refunding bonds in 2010 for the purpose of restructuring GO bonds that were previously issued in 2005 and 2009 to fund flood mitigation efforts and stormwater infrastructure improvements. At the May 20 City Council meeting, staff was directed to undertake the next steps with the financial advisors and bond counsel to proceed to offer for sale General Obligation Refunding Bonds, Series 2020A. Pursuant to the direction of the City Council, the sale of the bonds were advertised and written bids accepted through 10:00 a.m. (CST) on Wednesday, June 17, 2020. In order to obtain the lowest interest cost, the City solicited competitive bids from both local banks as well as regional and national bond underwriters. The City received ten bids by the deadline, with the bid from Country Club Bank with a True Interest Cost (TIC) of 0.7028%. The refunding is anticipated to save approximately \$828,193 in interest over the remaining life of the bonds which retire in ten years. The Council took three separate actions related to the Bond Sale which included the acceptance of the winning bid, an ordinance authorizing the sale and a resolution prescribing the form and details of the bond sale. The sale of the 2020A GO Refunding Bonds will

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close on July 9th and proceeds will be used to pay the remaining principal on the 2010B series on September 1st when the principal payment is due.

Moved by Davis, seconded by Schlossmacher to accept the winning bid for the City's General Obligation Bonds Series 2020A from Country Club Bank with a True Interest Cost of 0.7028%, and that the Mayor and Clerk be authorized and directed to execute the Bid Form selling the bonds to the best bidder on the basis of said bid and the terms specified in the Notice of Bond Sale. Voting AYE: Boultinghouse, Davis, Flora, Inman, Kring, Rothrock, Schlossmacher, Thomas. **Motion Carried.**

2020A General Obligation Bonds Ordinance Authorizing Issuance

Moved by Schlossmacher, seconded by Davis to adopt an ordinance authorizing and providing for the issuance of General Obligation Bonds, Series 2020A, of the City of Mission, Kansas; providing for the levy and collection of an annual tax for the purpose of paying the principal of and interest on said bonds as they become due; authorizing certain other documents and actions in connection therewith; and making certain covenants with respect thereto. Voting AYE: Boultinghouse, Davis, Flora, Inman, Kring, Rothrock, Schlossmacher, Thomas. **Motion Carried.**

2020A General Obligation Bonds Resolution Prescribing Form and Details

Moved by Schlossmacher, seconded by Inman to adopt a resolution prescribing the form and details of and authorizing and directing the sale and delivery of General Obligation Bonds, Series 2020A, of the City of Mission, Kansas, previously authorized by Ordinance No. 1517 of the issuer; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith. Voting AYE: Boultinghouse, Davis, Flora, Inman, Kring, Rothrock, Schlossmacher, Thomas. **Motion Carried.**

CONSENT AGENDA

Moved by Schlossmacher, seconded by Davis to adopt the Consent Agenda as presented.

- 4a. Minutes of the May 20, 2020 City Council Meeting and May 27, 2020 Special City Council Meeting.
- 4b. Ordinances Regarding Impoundment of Motor Vehicles & Towing Service
- 4c. Lamar Avenue (Foxridge Drive to Shawnee Mission Parkway) Bike Lanes Contract Award

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4d. Resolution Special Purpose Permit - Sandhills Brewing

Voting AYE: Boultinghouse, Davis, Flora, Inman, Kring, Rothrock, Schlossmacher, Thomas. **Motion Carried.**

PUBLIC COMMENTS

There were no public comments.

FINANCE & ADMINISTRATION COMMITTEE

Councilmember Kring was experiencing difficulty with the audio on her computer and requested for Councilmember Thomas to please provide the report for the Finance & Administration Committee. Councilmember Thomas stated the Finance & Administration Committee met on June 3 and considered a total of four items, including acceptance of the meeting minutes. The Ordinances regarding vehicle impoundment and towing service were approved on the Consent Agenda. The Sale of General Obligation Refunding Bonds, Series 2020A, were approved under the Issuance of Notes and Bonds. There is one additional item for consideration on the Regular Agenda.

Voter Engagement Strategy Resolution

Councilmember Thomas reported that during the May 6, 2020 Finance & Administration Committee meeting Councilmember Boultinghouse presented information from a workshop he attended at NLC earlier this year entitled "Cities Vote: Building Voter Engagement to Permanently Strengthen Democracy" that talked about effective strategies to increase civic engagement and voter participation. He felt the workshop was extremely beneficial and thought it would be important to discuss with the full Council Committee. During the Committee meeting, several ideas were considered including:

- Providing voter registration information, registration deadlines, and election calendars (when appropriate) in all city mailers and communication materials.
- Passing a resolution making increased voter turnout a goal of the City Council.
- Conducting a city-wide campaign to encourage residents to take advantage of the county's vote-by-mail option.

At the June 3, 2020 Committee meeting a draft resolution was presented and

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discussed with the goal of increasing participation in the election process to ensure that the interests and concerns of Mission residents are appropriately represented in policy decisions at all levels of government.

Councilmember Boultinghouse thanked the Council for their consideration of the Voter Engagement Strategy Resolution.

Councilmember Schlossmacher thanked Councilmember Boultinghouse for bringing the information to the Council and expressed his interest in increasing voter participation in all elections.

Moved by Thomas, Seconded by Flora for the City Council to approve the Resolution communicating the objectives of Mission's Governing Body to encourage and support increased voter engagement and turnout. Voting AYE: Boultinghouse, Davis, Flora, Inman, Kring, Rothrock, Schlossmacher, Thomas. **Motion carried.**

COMMUNITY DEVELOPMENT COMMITTEE

Councilmember Flora stated the Community Development Committee also met on June 3 and considered four items. These included acceptance of the meeting minutes, Lamar Avenue (Foxridge Drive to Shawnee Mission Parkway) Bike Lanes Contract Award and the Resolution for the Special Purpose Permit for Sandhills Brewing, which were all approved on the Consent Agenda. There is one additional item for the Council's consideration on the Regular Agenda.

2021-2025 CARS Project

Councilmember Flora reported that through a combination of State gas tax dollars and County General Fund revenues, the CARS program provides funds to cities to construct and maintain eligible streets. Each year, cities submit a 5-year road improvement plan to the County, from which projects are selected for funding including up to 50% of the project's construction and construction inspection costs. Cities are responsible for design, right-of-way and utility relocation costs. Each City is required to pass a resolution adopting a 5-year plan based on their own unique goals and objectives. CARS projects are ultimately adopted as part of the County's annual budget process. The final commitment of funds occurs through the approval of specific interlocal agreements for each project.

Staff recommends the following CARS projects be included in the 2021-2025 planning cycle:

- 2021 - No proposed projects

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- 2022 - Johnson Drive UBAS, from Lamar Avenue to Roe Avenue
- 2023 - Foxridge Phase II, from 51st Street to Lamar Avenue
- 2024 - Roe Avenue UBAS, from Johnson Drive to 59th Street
- 2025 - Nall Avenue UBAS, from Martway Street to 63rd Street

Moved by Flora, seconded by Davis to approve the Resolution adopting the Five Year City/County Street Improvement Program for the City of Mission for 2021-2025. Voting AYE: Boultinghouse, Davis, Flora, Inman, Kring, Rothrock, Schlossmacher, Thomas. **Motion Carried.**

NEW BUSINESS

Resolution Ratifying Emergency Expenditure for Rock Creek Channel Repairs

Ms. Smith presented on the Resolution ratifying the emergency expenditure not to exceed \$109,499.99 with Kissick Construction Company for repair of the northern streambank of Rock Creek along the Rock Creek Trail. On May 28, 2020, the Kansas City Metropolitan area received substantial rainfall with reports of up to eight inches of rainfall in a 14-hour period, during this storm, a segment of retaining wall that served as bank protection for the northern streambank of Rock Creek along the Rock Creek Trail collapsed. The City's Engineer, Olsson, assessed the situation and submitted a report on May 29, 2020. The report determined that the highest priority was for the City to remove the failed concrete and fencing from the channel as soon as possible. This would avoid allowing it to break up and wash down the creek and damage the Reeds Road culvert or any other structure/utilities. Quotes were secured from two contractors with the lowest and most responsive bid being submitted by Kissick Construction Company in the amount not to exceed \$109,499.99. In accordance with Section 120.140 (5) of the Mission Municipal Code the City Administrator authorized the emergency repair of the retaining wall on May 29, 2020 and now is seeking ratification of that emergency expenditure by the City Council.

Moved by Davis, seconded by Schlossmacher to approve the Resolution ratifying the emergency expenditure not to exceed \$109,499.99 with Kissick Construction Company for repair of the northern streambank of Rock Creek along the Rock Creek Trail. Voting AYE: Boultinghouse, Davis, Flora, Inman, Kring, Rothrock, Schlossmacher, Thomas. **Motion Carried.**

COVID-19 Reopening Plan for Mission Municipal Court

Ms. Smith presented on the Mission Municipal Court COVID-19 reopening plan and

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operational controls. In response to the COVID-19 pandemic, the City of Mission has made adjustments to the operation of facilities and services in order to ensure the health and safety of employees and the public accessing services. Mission's Municipal Court operations have been suspended since March 13, 2020, and in previous meetings, the Governing Body approved a reinstatement of in-person court no sooner than July 1, 2020 subject to their review and approval of the reopening plan. The details of the reopening plan and recommendations for Mission's Municipal Court were presented.

The Court staff have been making adjustments throughout the COVID-19 pandemic to reduce the need for in-person interactions. Several steps have been taken to resolve cases including providing encouragement in all written correspondence for court patrons to contact the Court to discuss options to resolve cases. As well as empowering the Court Clerks to amend tickets in some cases and allowing for the prosecutors to spend more time on-site, with access to court files, to process cases outside of when court is in session. Finally, switching from requiring a court appearance for payment installments to setting an extended but firm payment date was also implemented.

The standing Municipal Court dockets will include phone, Zoom or video calls for pro se and attorney pleas, non-traffic arraignment and some trial dockets. By moving some of the dockets to phone and video call, and processing many more cases during regular office hours, the number of cases remaining to be seen in person has been greatly reduced.

First appearances for traffic offenses are expected to resume in-person on July 7th. Staff has planned for modifications to account for the safety of City staff and visitors. All court staff and visitors will be required to wear masks, a single-use mask will be provided if needed. Hand sanitizer will be available and laminated numbers will be replaced with single-use paper numbers. Additional staff will be positioned at the main entrance on Woodson Street to control the number of people in the lobby at one time and both Court Clerks will be stationed at a window, behind protective glass. The existing cloth lobby chairs will be replaced with plastic chairs, allowing for more effective sanitation, while the number of available chairs will be reduced and arranged in accordance with social distancing and capacity guidelines. Finally, the prosecutor will be positioned as usual in the doorway more than 6 feet from the Court Clerk, but with a removable plexiglass shield hanging in the doorway, still allowing for the transfer of papers back and forth.

Moved by Davis, seconded by Flora to approve a reopening plan for Mission Municipal Court as presented. Voting AYE: Boultinghouse, Davis, Flora, Inman, Kring, Rothrock, Schlossmacher, Thomas. **Motion Carried.**

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Resolution Advancing Conversations and Education Around Issues of Racial Equity, Police Policies, Practices and Training, and Bias-Based/Diversity Training Throughout the Organization

Ms. Smith presented on the Resolution affirming that Black Lives Matter, recognizing that fighting against racial inequity and social injustice must be a high priority, and committing to a comprehensive and on-going review of policies, practices and sustained dialogue to ensure that all members of our community are protected equally. Councilmembers Flora and Thomas drafted a Resolution for Council consideration as the conversations around these important topics escalated following the murder of George Floyd by Minneapolis police at the end of May. It was introduced as a "New Business" item because the Councilmembers felt it was important to timely allow the Council the opportunity to publicly communicate their goals, objectives and action plans around these conversations in the weeks and months ahead. In order to help frame the issues and the plan of action, a brief work session was scheduled in advance of the Council meeting so that the Resolution could be reviewed and discussed.

During the worksession, Councilmember Thomas read a letter that she and Councilmember Flora provided to the members of the Governing Body earlier that afternoon which outlined their goals and objectives in introducing the Resolution. The complete text of that letter is included below for reference purposes.

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To the Mission Governing Body,

First, we would like to thank Mayor Appletoft and Police Chief Hadley for their recent joint statement condemning the murder of George Floyd, as well as the entire Mission Police Department for its statement on Department policy in response to the #8CantWait campaign.

Just as the Mayor and Chief felt called to speak out at this time of national protest and outcry, we felt that it was important to afford the City Council a timely opportunity to further explore issues relating to racial justice through a Council resolution.

We have crafted this Resolution to affirm what we believe to be shared values across our City operations - that black lives matter; that acts of racial violence are unacceptable; that we must recognize systemic racism and examine our own implicit bias; and that we must continually strive for racial justice, equity, and inclusion.

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The intent of the Resolution is to commit the City Council and the City of Mission as an institution to conversation, information-gathering, education, and reflection on the subject of race. This is merely the beginning -- but we must start the dialogue somewhere.

As a result of this particular moment in history and the broader national conversation, as well as the unique role that the Mission Police Department plays, we felt it necessary to include provisions in this Resolution specifically relating to our Police Department operations. We want to make it clear that this Resolution is not intended to be an attack on Mission Police. We recognize the risks our Chief, Command Staff, and Officers take everyday to protect and serve the Mission community. We view this Resolution as a commitment to partnering with them to further their critical work as guardians of all members of our community. We believe that taking the steps outlined in the Resolution, including with respect to improved information sharing and transparency, will help Council to be able to fulfill our own responsibilities as elected officials.

As Mission continually strives to examine how we can best serve our residents, it is our view that we can only improve if we have open dialogue and all work together. While these conversations may at times be uncomfortable, this self-reflection and examination is critical to the safety and wellbeing of our community. We owe it to ourselves, our Police Department, and our residents to begin.

In close, we hope that this Resolution can serve as both a statement of our Council values and a call to action. Thank you for consideration.

Sincerely,

Councilmember Sollie Flora Councilmember Hillary Thomas

Councilmember Schlossmacher commented that the Resolution felt rushed and some of the language seemed divisive. He added that the Council needed additional time to work with the community and come up with a more engaged system to develop a plan of action and stressed this process should not be rushed for political expediency. He hoped that the Council could work together with addressing this very important issue.

Since no minutes are kept of the work sessions, Councilmember Flora expressed a desire to provide some additional context surrounding those discussions. She

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indicated that she felt that all on the Council were in agreement that Black Lives Matter and that conversations surrounding racial equity were important, and that any disagreement between the Councilmembers was regarding the sense of urgency and timing, how the process should be handled and how the Resolution should be drafted. During the work session, Councilmember Davis had offered some new language and a reordering of the action steps to more clearly communicate that the focus of the conversations was not just on the police department, but that expanding knowledge was important for the Governing Body and across all aspects of the City's operations.

Councilmember Rothrock added that she believes the Council did not disagree with the sense of urgency but that she disagrees with some of the language presented and what type of image or information it presents. While she knows this is an extremely urgent topic, she stressed the importance of going through the process correctly and producing effective work that holds the Council and staff accountable for specific actions. She also expressed a desire to solicit more community input, particularly from people of color as the conversation advances.

Councilmember Davis asked for clarification about which Committee would review this action item. Mayor Appleoft confirmed that it would be addressed by the Finance and Administration Committee. Councilmember Davis requested that the modified Resolution, that was accepted as a friendly amendment by Councilmember Flora, be the document that is forwarded for discussion at the July 1st Committee meeting.

Ms. Smith commented that as staff prepares the Resolution for discussion at the July 1st Committee meeting, she would be willing to receive community feedback, modifications or information and that could be submitted to her email at lsmith@missionks.org. Ms. Smith added that she is excited and pleased to see that there are experts and people with knowledge, in our community participating in tonight's meeting, that can help everyone engage in these important conversations. Also, it has been her commitment to Mission's police officers that their voices are important in this conversation.

Councilmember Boultinghouse commented that having these spirited and emotional discussions improves public relations and he hopes to continue to see positive outcomes.

Councilmember Flora supported Ms. Smith's comment about the importance of having our police officers' input in these discussions. She added that the intent behind the drafting of the Resolution was to have this be a partnership between Council, City Staff and the Police Department and has appreciated the work that

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has already been undertaken.

Councilmember Thomas commented that she was surprised that some interpreted the language of the Resolution as an attack on the Police Department, and that was never the intent, as outlined in the letter she read earlier during the worksession. She hopes there can be collaboration to collectively find consensus and encourages constituents to reach out and provide feedback.

Fred Jones Sr., President of Johnson County NAACP, thanked the Council for the invitation to the meeting and is pleased to hear that the City is open and transparent in working towards open and honest dialogue around these issues. He commented that the NAACP has a great working relationship with law enforcement in Johnson County and is proud to be a part of that partnership. He added that they will continue to strive to settle the differences in the community and stressed the importance of bringing in subject matter experts to help with guidance as the City continue in these conversations.

Moved by Davis, seconded by Kring to move the Resolution to the July Finance and Administration Committee meeting for further discussion. Voting AYE: Boultinghouse, Davis, Flora, Inman, Kring, Rothrock, Schlossmacher, Thomas.
Motion Carried.

COMMENTS FROM THE CITY COUNCIL

Councilmember Schlossmacher reminded everyone that the in-person Mission Market will be opening up this week and encourages everyone in the neighborhood to visit.

Councilmember Inman expressed her appreciation for the work Public Works recently completed at Broadmoor Park with cleaning around the bridge and trimming the trees.

Councilmember Thomas expressed her appreciation as well for the work Public Works completed on 51st and Lamar and their speed with which they were able to get that intersection reopened. She added that she and Councilmember Boultinghouse and would be hosting a virtual Ward 1 meeting on July 29th at 6p.m.

MAYOR'S REPORT

There was no Mayor's Report to be presented.

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CITY ADMINISTRATOR'S REPORT

Ms. Smith reported that the spray pad only will be opening on Monday with a reservation system. Patrons can make a reservation by emailing Jenna Dickman at jdickman@missionks.org. The first tiered reopening of the Community Center was last Monday and while attendance levels have been low, there has been positive feedback about the cleanliness of the facility and staff's attention to detail. She congratulated Mr. Almony and staff for the work they have done and are continuing to do to improve the experience for the patrons.

Parks and Recreation will not be hosting the traditional "Backyard Campout" in Andersen Park this year, but have organized a virtual campout as an alternative and are offering camping kits, including stargazing and s'mores materials, for pick-up this Friday at the Community Center.

Ms. Smith added that the Lamar UBAS project is underway and that Public Works Director, Celia Duran, confirmed repaving will start June 18th, weather permitting, and will continue for the next several days. The striping and bike lanes installation will begin under a separate contract once the repaving is complete.

The Mission Market will be reopening for onsite visitors on Thursdays and the items the vendors have available are still accessible for preview on the City's website. The Downtown Mission Business Partnership will be hosting a sidewalk sale on June 27th from 10 am to 4 pm, please take advantage of visiting Mission businesses.

Next Wednesday, June 24th at 6:30p.m., will be a Budget Worksession held virtually to discuss the 2020-2021 General Fund Budgets. The July 1st Committee meetings are supposed to be the first in-person meeting as a Council.

Ms. Smith noted that the COVID Reopening Plan originally identified the July 1 Committee meetings as the first return to in-person meetings for the Council. She wanted to confirm that the Councilmembers and Mayor were comfortable transitioning back into this setting. Councilmember Flora asked if masks will be required for everyone attending the meeting. Ms. Smith replied that it would be the recommendation as physical barriers cannot be created between spaces and they would be sitting in the area for an extended amount of time. Councilmember Flora commented that she would be more comfortable if masks were required.

ADJOURNMENT

Mayor Appletoft announced that the public video from tonight's meeting will be available through a link on the City's website - missionks.org.

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Moved by Davis, seconded by Boultinghouse to adjourn the meeting at 8:05 p.m. All present voted AYE. **Motion carried.**

Respectfully submitted by Audrey M. McClanahan, City Clerk.

Ronald E. Appletoft, Mayor

Audrey M. McClanahan, City Clerk