TENTATIVE AGENDA
RAYTOWN BOARD OF ALDERMEN
MARCH 20, 2018
REGULAR SESSION NO. 24

RAYTOWN CITY HALL
10000 EAST 59TH STREET
RAYTOWN, MISSOURI 64133

OPENING SESSION
7:00 P.M.

Invocation/Pledge of Allegiance
Roll Call

Public Comments
Communication from the Mayor
Communication from the City Administrator
Committee Reports

STUDY SESSION

Quarterly Financial Report
Briana Burrichter, Finance Director

LEGISLATIVE SESSION

1. **CONSENT AGENDA**

All matters listed under the Consent Agenda are considered to be routine by the Board of Aldermen and will be enacted by one motion without separate discussion or debate. The Mayor or a member of the Board of Aldermen may request that any item be removed from the consent agenda. If there is no objection by the remaining members of the board, such item will be removed from the consent agenda and considered separately. If there is an objection, the item may only be removed by a motion and vote of the board.

Approval of the Regular March 6, 2018 Board of Aldermen meeting minutes.

REGULAR AGENDA

OLD BUSINESS

2. Public Hearing: A public hearing to consider vacating a portion of 75th Street.

2a. **SECOND READING: Amended Bill No. 6457-18, Section XIII. AN ORDINANCE** VACATING A PORTION OF 75TH STREET LOCATED BETWEEN THE EAST RIGHT-OF-WAY LINE OF RAYTOWN ROAD AND THE WEST PROPERTY LINE OF LOT 2, RAYTOWN CROSSING EAST – SECOND PLAT, IN ACCORDANCE WITH THE PROVISIONS OF THE COMPREHENSIVE ZONING REGULATIONS FOR THE CITY OF RAYTOWN, MISSOURI. Point of Contact: Michael Swan, Planning & Zoning Coordinator.

NEW BUSINESS

3. **FIRST READING: Bill No. 6463-18, Section III-A-9. AN ORDINANCE** CALLING AN ELECTION IN THE CITY OF RAYTOWN, JACKSON COUNTY, MISSOURI TO BE HELD ON THE 7TH DAY OF AUGUST, 2018 FOR THE PURPOSE OF SUBMITTING A QUESTION TO THE QUALIFIED VOTERS OF THE CITY OF RAYTOWN TO INCREASE THE GENERAL PROPERTY TAX RATE FOR ALL SUBCLASSES OF PROPERTY TO $1.00 PER ONE HUNDRED DOLLARS OF ASSESSED VALUATION IN COMPLIANCE WITH STATE LAW, PRESCRIBING THE FORM OF BALLOT TO BE USED THERE AT, SETTING OUT THE FORM OF NOTICE OF SAID ELECTION AND DIRECTING ITS PUBLICATION**.** Point of Contact: Tom Cole, City Administrator.

4. **FIRST READING: Bill No. 6464-18, Section III-A-9. AN ORDINANCE** AUTHORIZING AND DIRECTING SUBMISSION AT THE PRIMARY ELECTION TO BE HELD ON AUGUST 7, 2018 TO THE QUALIFIED VOTERS OF THE CITY OF RAYTOWN, MISSOURI THE QUESTION OF WHETHER THE CITY SHALL IMPOSE A MOTOR FUEL FEE TO BE USED TO FUND THE CONSTRUCTION, RECONSTRUCTION, MAINTENANCE, REPAIR, AND SIGNING OF ROADS AND STREETS AT THE RATE OF TWO CENTS ($0.02) PER GALLON TO BE IMPOSED ON ALL MERCHANTS FOR THE SALE OF FUEL USED FOR PROPELLING MOTOR VEHICLES PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE PROVISIONS OF ARTICLE IV SECTION 30(A) OF THE MISSOURI CONSTITUTION AND IMPOSING SUCH TAXES IF APPROVED BY A MAJORITY OF THE QUALIFIED VOTERS VOTING THEREON. Point of Contact: Tom Cole, City Administrator.

5. **FIRST READING: Bill No. 6465-18, Section III-A-9. AN ORDINANCE** IMPOSING A USE TAX AT THE RATE OF TWO AND ONE-HALF PERCENT (2.5%) FOR THE PRIVILEGE OF STORING, USING, OR CONSUMING WITHIN THE CITY ANY ARTICLE OF TANGIBLE PERSONAL PROPERTY PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE PROVISION OF SECTIONS 144.600 THROUGH 144.761 RSMO; PROVIDING FOR THE USE TAX TO BE REPEALED, REDUCED OR RAISED IN THE SAME AMOUNT AS ANY CITY SALES TAX IS REPEALED, REDUCED, OR RAISED; AND PROVIDING FOR SUBMISSION OF THE PROPOSAL TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE PRIMARY ELECTION CALLED AND TO BE HELD IN THE CITY ON AUGUST 7, 2018, AND PROPOSING THE FORM OF THE BALLOTS TO BE EMPLOYED AT SAID ELECTION AND DIRECTING THE CITY CLERK TO DO ALL THINGS CALLED FOR BY LAW IN CONNECTION WITH THE HOLDING OF SAID ELECTION**.** Point of Contact: Tom Cole, City Administrator.

6. **R-3072-18: A RESOLUTION** SUPPORTING THE MAYOR'S AD HOC EVENT COMMITTEE IN THEIR EFFORTS TO ORGANIZE A SUMMER CONCERT SERIES ON THE CITY'S GREENSPACE IN THE CENTRAL BUSINESS DISTRICT. Point of Contact: Dave Turner, Interim Parks Director.

7. **R-3073-18: A RESOLUTION** AMENDING THE FISCAL YEAR 2017-2018 BUDGET RELATED TO PARKS AND RAYTOWN LIVE EVENTS. Point of Contact: Dave Turner, Interim Parks Director.

8. **R-3074-18: A RESOLUTION** AMENDING THE FISCAL YEAR 2017-2018 BUDGET RELATED TO PARKS AND THE ARTS & MUSIC FESTIVAL. Point of Contact: Dave Turner, Interim Parks Director.

9. **R-3075-18: A RESOLUTION** AUTHORIZING AND APPROVING AN AGREEMENT WITH BRAD TAYLOR, INC. FOR MOWING SERVICES IN AN AMOUNT NOT TO EXCEED $25,000.00 BUT WITHIN BUDGETED AMOUNTS FOR FISCAL YEAR 2017-2018. Point of Contact: Dave Turner, Interim Parks Director.

ADJOURNMENT

Next Ordinance No.: 5564-18

City of Raytown, MO

Budget Report

Group Summary

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 101 - GENERAL						
41101 - Real Estate Tax	813,050.00	813,050.00	259,495.77	748,240.42	(64,809.58)	92%
41102 - Personal Property Tax	202,000.00	202,000.00	82,950.15	149,019.47	(52,980.53)	74%
41104 - Delinquent Real Estate Taxes	32,000.00	32,000.00	5,453.54	8,860.84	(23,139.16)	28%
41105 - Penalties	21,000.00	21,000.00	1,993.51	4,123.15	(16,876.85)	20%
41107 - Railroad & Utilities Tax	39,660.00	39,660.00	-	-	(39,660.00)	0%
41108 - Replacement Tax	44,345.00	44,345.00	-	717.55	(43,627.45)	2%
41110 - Circuit Breaker Refund	(4,500.00)	(4,500.00)	(12.54)	(78.54)	4,421.46	2%
41111 - Delinquent Tax Revenue	19,500.00	19,500.00	2,840.27	7,364.58	(12,135.42)	38%
41201 - Sales Tax	3,312,800.00	3,312,800.00	229,476.03	830,886.02	(2,481,913.98)	25%
41206 - TIF - EATS	(615,000.00)	(615,000.00)	(46,734.82)	(224,663.09)	390,336.91	37%
41301 - Cigarette Tax	66,000.00	66,000.00	5,464.20	16,733.40	(49,266.60)	25%
41401 - Franchise Fee Cable	290,000.00	290,000.00	19,025.62	73,652.42	(216,347.58)	25%
41402 - Franchise Tax Gas Service	675,000.00	675,000.00	63,282.73	134,399.32	(540,600.68)	20%
41403 - Franchise Tax Electric	1,825,000.00	1,825,000.00	137,817.92	491,674.36	(1,333,325.64)	27%
41405 - Franchise Tax Telecommunications	730,000.00	730,000.00	70,561.66	159,650.50	(570,349.50)	22%
41406 - GOOGLE FIBER FRANCHISE	55,000.00	55,000.00	15,551.00	15,551.00	(39,449.00)	28%
42101 - Building Permits	55,000.00	55,000.00	7,351.25	16,976.00	(38,024.00)	31%
42111 - Misc. Permits / Licenses	25,000.00	25,000.00	1,675.00	3,985.00	(21,015.00)	16%
42122 - Credit Card Processing Fee	1,000.00	1,000.00	(2.97)	114.71	(885.29)	11%
42131 - Filing Fees	150.00	150.00	-	-	(150.00)	0%
42142 - B & Z book fee	3,000.00	3,000.00	303.00	1,032.00	(1,968.00)	34%
42161 - Right of Way Permits	22,000.00	22,000.00	1,050.00	3,300.00	(18,700.00)	15%
42201 - Liquor Permits/Licenses	18,000.00	18,000.00	800.00	850.00	(17,150.00)	5%
42211 - Occupational Licenses	210,000.00	210,000.00	12,450.59	35,381.82	(174,618.18)	17%
42212 - Occupational License Penalty	2,000.00	2,000.00	4,016.75	9,361.47	7,361.47	468%
42221 - Master's (Electrical/Plumber)	9,000.00	9,000.00	800.00	2,300.00	(6,700.00)	26%
42301 - Animal Licenses	5,800.00	5,800.00	510.00	1,530.00	(4,270.00)	26%
43101 - Federal Grants	31,500.00	31,500.00	-	-	(31,500.00)	0%
43201 - Gasoline Sales Tax	785,000.00	785,000.00	65,637.55	196,944.81	(588,055.19)	25%
43202 - Motor Vehicle Sales Tax	250,000.00	250,000.00	21,234.25	65,145.69	(184,854.31)	26%
43203 - Motor Vehicle Fee Increases	125,000.00	125,000.00	10,954.30	32,530.16	(92,469.84)	26%
43204 - Intangible Tax(FIT)	1,000.00	1,000.00	-	6,435.72	5,435.72	644%
43505 - Raytown Fire Fuel Reimbursement	24,000.00	24,000.00	2,035.96	5,406.56	(18,593.44)	23%
44103 - Weed Mowing	15,000.00	15,000.00	4,012.92	15,823.44	823.44	105%
44201 - Ambulance Fee	1,030,000.00	1,030,000.00	110,785.91	318,800.14	(711,199.86)	31%
44202 - Impound Fees	20,000.00	20,000.00	2,352.63	5,825.86	(14,174.14)	29%
44206 - Ambulance Fee Collections	5,000.00	5,000.00	951.76	2,277.50	(2,722.50)	46%
44207 - MOEMSAC REIMBURSEMENT	(15,000.00)	(15,000.00)	-	-	15,000.00	0%
44208 - Ambulance Refunds	(8,000.00)	(8,000.00)	-	(170.81)	7,829.19	2%
44210 - EMS Class Dues	28,000.00	28,000.00	2,605.00	5,738.00	(22,262.00)	20%
44211 - MEDICAL RECORDS	1,500.00	1,500.00	331.70	415.24	(1,084.76)	28%
44221 - Police Reports	8,000.00	8,000.00	829.00	2,418.00	(5,582.00)	30%
44400 - FINGERPRINT FEES	200.00	200.00	-	-	(200.00)	0%
45101 - Fines & Forfietures	615,000.00	615,000.00	41,242.68	115,932.88	(499,067.12)	19%
45121 - Crime Victims Comp	1,400.00	1,400.00	73.93	194.92	(1,205.08)	14%
45122 - Police Training	5,400.00	5,400.00	399.66	1,053.66	(4,346.34)	20%
45123 - Court Training	2,600.00	2,600.00	198.83	524.83	(2,075.17)	20%
45124 - POST Training	2,400.00	2,400.00	-	-	(2,400.00)	0%
45125 - DWI Recoupment Fees	2,400.00	2,400.00	75.00	150.00	(2,250.00)	6%
45126 - PRISONER DETAINEE FEES	5,000.00	5,000.00	387.66	1,029.66	(3,970.34)	21%
46101 - Interest Earnings	15,000.00	15,000.00	1,877.58	5,263.89	(9,736.11)	35%

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
46102 - Investment Income	16,000.00	16,000.00	204.27	5,295.70	(10,704.30)	33%
46401 - Miscellaneous Revenue	15,000.00	15,000.00	1,413.37	6,623.58	(8,376.42)	44%
46403 - Debit Card Rebate Revenue	2,500.00	2,500.00	-	-	(2,500.00)	0%
46404 - Workers Comp Reimbursement	-	-	888.27	888.27	888.27	0%
46407 - TDD Administration Fee	750.00	750.00	68.27	215.10	(534.90)	29%
46409 - Lease Income	18,000.00	18,000.00	1,500.00	4,500.00	(13,500.00)	25%
46414 - Court Ordered Restitution	500.00	500.00	-	-	(500.00)	0%
46501 - Returned Items	-	-	35.00	35.00	35.00	0%
46601 - Recycling Income	500.00	500.00	-	-	(500.00)	0%
46801 - Bus Passes	35.00	35.00	2.00	7.50	(27.50)	21%
51101 - Elected Officials	194,358.00	194,358.00	14,874.77	42,614.42	151,743.58	22%
51102 - Civilian Employees	2,709,404.00	2,709,404.00	181,360.32	550,260.43	2,159,143.57	20%
51103 - Commissioned Officers	1,560,844.00	1,560,844.00	113,261.37	339,982.98	1,220,861.02	22%
51104 - Reserve Officers	6,187.00	6,187.00	2,674.50	2,574.14	3,612.86	42%
51106 - Part Time Employees	75,976.00	75,976.00	7,047.52	24,604.06	51,371.94	32%
51111 - Civilian Employees Overtime	394,809.00	394,809.00	19,615.95	64,893.47	329,915.53	16%
51112 - Commissioned Officers Overtime	172,505.00	172,505.00	19,293.73	49,114.70	123,390.30	28%
51201 - Tuition Reimbursement	8,000.00	8,000.00	-	-	8,000.00	0%
51203 - Holiday Pay	-	-	65,435.16	120,860.81	(120,860.81)	0%
51206 - Life Ins Witholding	13,814.00	13,814.00	1,154.32	3,493.52	10,320.48	25%
51207 - Sick Leave Pay	-	-	11,540.06	33,823.77	(33,823.77)	0%
51208 - Vacation Pay	-	-	29,706.04	77,354.02	(77,354.02)	0%
51212 - Deferred Compensation - 401 A	98,399.00	98,399.00	4,508.26	15,957.18	82,441.82	16%
51214 - Civilian Pension - LAGERS	559,840.00	559,840.00	70,517.47	170,394.18	389,445.82	30%
51215 - Health Insurance	609,149.00	609,149.00	51,305.91	158,728.22	450,420.78	26%
51216 - Death Benefit Insurance	-	-	-	1,862.76	(1,862.76)	0%
51217 - Commissioned Emp Pension - Frozen	538,454.00	538,454.00	40,817.62	122,452.86	416,001.14	23%
51218 - Medical Expense	60,075.00	60,075.00	375.00	1,000.00	59,075.00	2%
51219 - Unemployment	133,350.00	133,350.00	-	-	133,350.00	0%
51220 - Dental	46,188.00	46,188.00	3,972.89	12,190.59	33,997.41	26%
51221 - Vision	9,607.00	9,607.00	830.49	2,562.30	7,044.70	27%
51225 - FICA	391,204.00	391,204.00	33,005.78	119,397.74	271,806.26	31%
51231 - Auto Allowance	8,400.00	8,400.00	650.00	1,800.00	6,600.00	21%
51232 - Clothing Allowance	18,000.00	18,000.00	1,578.73	4,605.87	13,394.13	26%
51236 - Ins Opt Out Incentive	53,496.00	53,496.00	5,017.04	11,865.30	41,630.70	22%
51238 - Phone Allowance	5,832.00	5,832.00	586.00	1,632.43	4,199.57	28%
51240 - Workers Compensation Insurance	160,982.00	160,982.00	15,847.11	47,541.33	113,440.67	30%
52101 - Office Supplies	26,200.00	26,200.00	1,840.27	3,342.98	22,857.02	13%
52200 - Operating Supplies	111,233.00	111,233.00	14,477.53	20,873.48	90,359.52	19%
52233 - Uniforms	23,339.00	23,339.00	2,041.42	3,107.48	20,231.52	13%
52250 - Professional Services	207,110.00	207,110.00	6,126.20	23,605.26	183,504.74	11%
52300 - Repair & Maintenance Supplies	60,639.00	60,639.00	2,555.34	7,845.70	52,793.30	13%
52301 - Fuel	151,500.00	151,500.00	12,265.59	33,798.99	117,701.01	22%
52750 - Building Maintenance	59,750.00	59,750.00	836.32	1,253.85	58,496.15	2%
53101 - Postage	23,247.00	23,247.00	791.39	1,989.22	21,257.78	9%
53241 - Printing & Promotions	44,690.00	44,690.00	362.78	2,231.68	42,458.32	5%
53301 - Dues & Memberships	28,818.00	28,818.00	250.00	5,218.52	23,599.48	18%
53401 - Electricity	583,840.00	583,840.00	42,683.05	80,453.98	503,386.02	14%
53411 - Gas	24,963.00	24,963.00	4,072.30	13,414.84	11,548.16	54%
53421 - Water	7,334.00	7,334.00	85.35	489.85	6,844.15	7%
53431 - Telephone	41,815.00	41,815.00	1,607.20	4,821.18	36,993.82	12%
53441 - Mobil Phone & Pagers	15,550.00	15,550.00	1,720.81	2,593.63	12,956.37	17%
53500 - Equipment Expense	48,020.00	48,020.00	3,387.97	6,550.80	41,469.20	14%
53513 - Outside Legal Council	80,000.00	80,000.00	5,163.75	10,672.90	69,327.10	13%
53563 - Elections	40,000.00	40,000.00	-	-	40,000.00	0%
53565 - Temp Agency Service	18,000.00	18,000.00	-	-	18,000.00	0%
53597 - Weeds/Brush - Nuisance Abatement	90,000.00	90,000.00	4,453.05	6,605.08	83,394.92	7%
53600 - Repair & Maintenance Services	63,705.00	63,705.00	2,782.32	8,240.53	55,464.47	13%

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
53644 - Computer Services	233,796.00	233,796.00	63,540.65	91,889.92	141,906.08	39%
53701 - Education and Training	49,802.00	49,802.00	1,008.24	2,067.96	47,734.04	4%
53705 - Meetings & Events	11,130.00	11,130.00	29.40	3,556.73	7,573.27	32%
53711 - Meals & Travel	23,314.00	23,314.00	1,269.09	1,748.09	21,565.91	7%
53812 - Administrative Expenses	1,610.00	1,610.00	150.00	150.00	1,460.00	9%
53823 - Collection Agency Expense	77,220.00	77,220.00	14,215.59	14,627.77	62,592.23	19%
53824 - County Collection Expense	22,500.00	22,500.00	5,849.18	14,927.47	7,572.53	66%
53913 - General Liability Insured	408,390.00	408,390.00	26,087.69	99,096.33	309,293.67	24%
53961 - Bank Charges	14,560.00	14,560.00	892.89	2,599.69	11,960.31	18%
53999 - Miscellaneous Conractual	124,669.00	124,669.00	7,140.61	19,256.84	105,412.16	15%
55000 - Vehicle Expense	154,650.00	154,650.00	15,502.12	22,667.80	131,982.20	15%
59941 - Cash Long & Short	-	-	(246.83)	2,178.66	(2,178.66)	0%
59951 - Operating Transfer	150,000.00	150,000.00	-	150,000.00	-	100%
Fund: 101 - GENERAL Surplus (Deficit):	**10,223.00**	**10,223.00**	**208,298.85**	646,823.41	**636,600.41**	

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 201 - PARKS & RECREATION						
41101 - Real Estate Tax	400,000.00	400,000.00	129,606.16	373,711.57	(26,288.43)	93%
41102 - Personal Property Tax	101,000.00	101,000.00	41,429.79	74,428.38	(26,571.62)	74%
41104 - Delinquent Real Estate Taxes	13,500.00	13,500.00	2,723.77	4,425.54	(9,074.46)	33%
41105 - Penalties	9,000.00	9,000.00	995.68	2,059.35	(6,940.65)	23%
41107 - Railroad & Utilities Tax	19,500.00	19,500.00	-	-	(19,500.00)	0%
41108 - Replacement Tax	22,000.00	22,000.00	-	358.38	(21,641.62)	2%
41110 - Circuit Breaker Refund	(2,500.00)	(2,500.00)	(6.46)	(40.46)	2,459.54	2%
41111 - Delinquent Tax Revenue	9,000.00	9,000.00	1,418.58	3,678.28	(5,321.72)	41%
41205 - Parks Capital Sales Tax	308,050.00	308,050.00	21,513.32	77,895.37	(230,154.63)	25%
41206 - TIF - EATS	(55,550.00)	(55,550.00)	(2,190.70)	(11,837.96)	43,712.04	21%
46101 - Interest Earnings	3,500.00	3,500.00	512.27	1,297.24	(2,202.76)	37%
46102 - Investment Income	3,500.00	3,500.00	55.73	1,235.58	(2,264.42)	35%
46401 - Miscellaneous Revenue	-	-	27.95	27.95	27.95	0%
47101 - Ballfield Lights Fees	5,000.00	5,000.00	(100.00)	370.00	(4,630.00)	7%
47105 - Shelter House Rental Fees	15,500.00	15,500.00	8,185.00	8,185.00	(7,315.00)	53%
47110 - Sports Field Rental Fees	1,500.00	1,500.00	300.00	531.00	(969.00)	35%
47116 - Vending Machine-Kenagy	1,000.00	1,000.00	-	-	(1,000.00)	0%
47204 - Team Sports League	54,500.00	54,500.00	2,855.00	3,175.00	(51,325.00)	6%
47220 - Donations	500.00	500.00	-	-	(500.00)	0%
47401 - Participant Fees	27,750.00	27,750.00	-	1,078.36	(26,671.64)	4%
47405 - Concession Sales	6,000.00	6,000.00	-	96.00	(5,904.00)	2%
47415 - ABA Memberships	4,000.00	4,000.00	-	-	(4,000.00)	0%
47425 - Other Income	200.00	200.00	-	200.00	-	100%
47525 - General Donations	-	-	1,422.35	2,137.91	2,137.91	0%
47530 - Rice Tremonti	6,900.00	6,900.00	579.36	1,738.08	(5,161.92)	25%
51102 - Civilian Employees	405,398.00	405,398.00	16,206.36	58,222.83	347,175.17	14%
51106 - Part Time Employees	7,725.00	7,725.00	-	-	7,725.00	0%
51111 - Civilian Employees Overtime	9,484.00	9,484.00	138.23	371.19	9,112.81	4%
51203 - Holiday Pay	-	-	3,763.56	6,691.57	(6,691.57)	0%
51206 - Life Ins Witholding	1,223.00	1,223.00	76.19	240.30	982.70	20%
51207 - Sick Leave Pay	-	-	1,034.01	2,153.20	(2,153.20)	0%
51208 - Vacation Pay	-	-	4,165.31	8,442.22	(8,442.22)	0%
51212 - Deferred Compensation - 401 A	8,298.00	8,298.00	513.20	1,891.91	6,406.09	23%
51214 - Civilian Pension - LAGERS	51,386.00	51,386.00	5,226.82	13,654.02	37,731.98	27%
51215 - Health Insurance	45,660.00	45,660.00	2,359.00	7,964.00	37,696.00	17%
51218 - Medical Expense	4,500.00	4,500.00	-	-	4,500.00	0%
51219 - Unemployment	500.00	500.00	-	-	500.00	0%
51220 - Dental	3,293.00	3,293.00	184.74	612.48	2,680.52	19%
51221 - Vision	555.00	555.00	38.94	131.08	423.92	24%
51225 - FICA	32,329.00	32,329.00	1,865.95	6,876.89	25,452.11	21%
51231 - Auto Allowance	5,892.00	5,892.00	491.00	1,367.79	4,524.21	23%
51236 - Ins Opt Out Incentive	10,062.00	10,062.00	559.00	1,337.61	8,724.39	13%
51238 - Phone Allowance	2,880.00	2,880.00	160.00	477.14	2,402.86	17%
51240 - Workers Compensation Insurance	12,527.00	12,527.00	1,233.16	3,699.48	8,827.52	30%
52101 - Office Supplies	1,050.00	1,050.00	12.36	13.67	1,036.33	1%
52200 - Operating Supplies	18,750.00	18,750.00	-	2,116.53	16,633.47	11%
52233 - Uniforms	4,100.00	4,100.00	177.27	266.77	3,833.23	7%
52250 - Professional Services	6,000.00	6,000.00	271.00	271.00	5,729.00	5%
52300 - Repair & Maintenance Supplies	67,250.00	67,250.00	439.74	1,693.96	65,556.04	3%
52301 - Fuel	13,500.00	13,500.00	-	279.42	13,220.58	2%
53101 - Postage	1,200.00	1,200.00	6.80	6.80	1,193.20	1%
53241 - Printing & Promotions	3,000.00	3,000.00	-	218.00	2,782.00	7%
53301 - Dues & Memberships	2,850.00	2,850.00	725.00	895.00	1,955.00	31%
53401 - Electricity	44,200.00	44,200.00	2,732.22	5,734.29	38,465.71	13%
53411 - Gas	3,700.00	3,700.00	599.36	829.18	2,870.82	22%
53421 - Water	19,250.00	19,250.00	607.46	937.81	18,312.19	5%
53431 - Telephone	3,400.00	3,400.00	205.74	709.54	2,690.46	21%

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
53500 - Equipment Expense	2,475.00	2,475.00	-	109.44	2,365.56	4%
53563 - Elections	50,000.00	50,000.00	-	-	50,000.00	0%
53600 - Repair & Maintenance Services	1,000.00	1,000.00	75.00	150.00	850.00	15%
53644 - Computer Services	10,250.00	10,250.00	1,955.00	9,195.68	1,054.32	90%
53701 - Education and Training	3,450.00	3,450.00	95.00	95.00	3,355.00	3%
53711 - Meals & Travel	1,350.00	1,350.00	33.27	160.60	1,189.40	12%
53824 - County Collection Expense	-	-	2,921.40	7,455.58	(7,455.58)	0%
53913 - General Liability Insured	18,062.00	18,062.00	1,460.91	4,382.73	13,679.27	24%
53961 - Bank Charges	2,300.00	2,300.00	260.07	864.57	1,435.43	38%
53999 - Miscellaneous Conractual	43,400.00	43,400.00	1,083.58	1,670.74	41,729.26	4%
54500 - Recreational Programming	49,300.00	49,300.00	1,403.05	6,677.00	42,623.00	14%
55000 - Vehicle Expense	5,610.00	5,610.00	42.85	108.59	5,501.41	2%
57000 - Capital Expenditures	72,000.00	104,344.00	-	32,344.00	72,000.00	31%
Fund: 201 - PARKS & RECREATION Surplus (Deficit):	**(95,309.00)**	**(127,653.00)**	**156,205.25**	353,430.96	**481,083.96**	

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 204 - TRANSPORTATION SALES TAX						
41203 - Transportation Sales Tax	1,515,000.00	1,515,000.00	103,800.28	368,135.52	(1,146,864.48)	24%
41206 - TIF - EATS	(300,000.00)	(300,000.00)	(23,367.43)	(112,331.61)	187,668.39	37%
43101 - Federal Grants	1,237,500.00	1,237,500.00	-	-	(1,237,500.00)	0%
43210 - State SRF 2007 Proceeds	4,000,000.00	-	-	-	-	0%
46101 - Interest Earnings	2,000.00	2,000.00	604.23	1,712.56	(287.44)	86%
46102 - Investment Income	2,000.00	2,000.00	65.73	1,731.48	(268.52)	87%
46401 - Miscellaneous Revenue	-	-	1,656.45	1,656.45	1,656.45	0%
52250 - Professional Services	325,000.00	295,000.00	-	-	295,000.00	0%
52300 - Repair & Maintenance Supplies	140,000.00	95,000.00	984.71	2,752.75	92,247.25	3%
53250 - Capital Expenditures	-	-	3,483.63	-	-	0%
53600 - Repair & Maintenance Services	560,000.00	100,000.00	4,651.40	4,651.40	95,348.60	5%
53961 - Bank Charges	3,000.00	3,000.00	170.08	532.55	2,467.45	18%
53999 - Miscellaneous Conractual	60,000.00	60,000.00	-	-	60,000.00	0%
57000 - Capital Expenditures	4,690,000.00	3,509,294.31	203,955.64	278,897.34	3,230,396.97	8%
Fund: 204 - TRANSPORTATION SALES TAX Surplus (Deficit):	**678,500.00**	**(1,605,794.31)**	**(130,486.20)**	(25,929.64)	**1,579,864.67**	

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 205 - CAPITAL SALES TAX						
41204 - Capital Improvement Sales Tax	1,212,000.00	1,212,000.00	86,051.01	322,669.97	(889,330.03)	27%
41206 - TIF - EATS	(215,000.00)	(215,000.00)	(17,525.57)	(84,248.66)	130,751.34	39%
46101 - Interest Earnings	3,750.00	3,750.00	527.93	1,366.84	(2,383.16)	36%
46102 - Investment Income	3,750.00	3,750.00	57.43	1,319.94	(2,430.06)	35%
46303 - Gain on sale of Fixed Asset	15,000.00	15,000.00	-	-	(15,000.00)	0%
53961 - Bank Charges	2,700.00	2,700.00	148.61	423.00	2,277.00	16%
57000 - Capital Expenditures	1,100,424.00	1,928,013.70	-	3,293.75	1,924,719.95	0%
Fund: 205 - CAPITAL SALES TAX Surplus (Deficit):	**(83,624.00)**	**(911,213.70)**	**68,962.19**	237,391.34	**1,148,605.04**	

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 207 - PUBLIC SAFETY SALES TAX						
41206 - TIF - EATS	(300,000.00)	(300,000.00)	(11,683.71)	(63,135.77)	236,864.23	21%
41207 - Public Safety Sales Tax	1,654,380.00	1,654,380.00	114,737.88	415,442.63	(1,238,937.37)	25%
46101 - Interest Earnings	3,300.00	3,300.00	476.54	1,328.45	(1,971.55)	40%
46102 - Investment Income	3,500.00	3,500.00	51.84	1,333.57	(2,166.43)	38%
51102 - Civilian Employees	87,674.00	87,674.00	6,742.14	24,091.66	63,582.34	27%
51103 - Commissioned Officers	618,896.00	618,896.00	14,751.36	50,783.86	568,112.14	8%
51111 - Civilian Employees Overtime	40,630.00	40,630.00	645.95	3,369.30	37,260.70	8%
51112 - Commissioned Officers Overtime	83,136.00	83,136.00	4,085.06	12,636.92	70,499.08	15%
51203 - Holiday Pay	-	-	5,802.41	10,561.75	(10,561.75)	0%
51206 - Life Ins Witholding	1,988.00	1,988.00	73.50	271.17	1,716.83	14%
51207 - Sick Leave Pay	-	-	2,609.44	4,697.64	(4,697.64)	0%
51208 - Vacation Pay	-	-	4,112.46	9,196.85	(9,196.85)	0%
51212 - Deferred Compensation - 401 A	16,607.00	16,607.00	229.85	996.10	15,610.90	6%
51214 - Civilian Pension - LAGERS	80,949.00	80,949.00	3,476.92	13,656.12	67,292.88	17%
51215 - Health Insurance	93,024.00	93,024.00	3,166.00	11,671.00	81,353.00	13%
51217 - Commissioned Emp Pension - Frozen	95,021.00	95,021.00	9,860.21	29,580.63	65,440.37	31%
51218 - Medical Expense	10,500.00	10,500.00	-	-	10,500.00	0%
51219 - Unemployment	250.00	250.00	-	-	250.00	0%
51220 - Dental	6,788.00	6,788.00	269.64	957.06	5,830.94	14%
51221 - Vision	1,329.00	1,329.00	57.24	200.74	1,128.26	15%
51225 - FICA	63,521.00	63,521.00	2,750.14	11,580.31	51,940.69	18%
51232 - Clothing Allowance	6,720.00	6,720.00	120.00	468.57	6,251.43	7%
51236 - Ins Opt Out Incentive	6,708.00	6,708.00	139.75	529.05	6,178.95	8%
51238 - Phone Allowance	2,880.00	2,880.00	120.00	334.29	2,545.71	12%
51240 - Workers Compensation Insurance	33,682.00	33,682.00	3,315.66	9,946.98	23,735.02	30%
52233 - Uniforms	6,000.00	6,000.00	120.00	301.50	5,698.50	5%
53441 - Mobil Phone & Pagers	24,320.00	24,320.00	-	8,866.51	15,453.49	36%
53500 - Equipment Expense	1,000.00	1,000.00	-	-	1,000.00	0%
53644 - Computer Services	7,360.00	7,360.00	2,138.43	3,708.43	3,651.57	50%
53701 - Education and Training	11,000.00	11,000.00	-	1,627.05	9,372.95	15%
53913 - General Liability Insured	42,928.00	42,928.00	10,416.63	10,416.63	32,511.37	24%
53961 - Bank Charges	1,975.00	1,975.00	134.14	412.75	1,562.25	21%
Fund: 207 - PUBLIC SAFETY SALES TAX Surplus (Deficit):	**16,294.00**	**16,294.00**	**28,445.62**	134,106.01	**117,812.01**	

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 209 - RISK MANAGEMENT						
46101 - Interest Earnings	400.00	400.00	19.62	57.04	(342.96)	14%
46102 - Investment Income	400.00	400.00	2.14	58.41	(341.59)	15%
46413 - Insurance Reimbursements	50,000.00	50,000.00	-	-	(50,000.00)	0%
46902 - Loss Control Compliance	15,000.00	15,000.00	-	-	(15,000.00)	0%
52250 - Professional Services	8,000.00	8,000.00	720.00	720.00	7,280.00	9%
53701 - Education and Training	10,000.00	10,000.00	-	-	10,000.00	0%
53711 - Meals & Travel	5,000.00	5,000.00	-	-	5,000.00	0%
53912 - Claims Against the City	90,000.00	90,000.00	-	-	90,000.00	0%
53961 - Bank Charges	300.00	300.00	5.52	17.76	282.24	6%
Fund: 209 - RISK MANAGEMENT Surplus (Deficit):	**(47,500.00)**	**(47,500.00)**	**(703.76)**	(622.31)	**46,877.69**	

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 210 - TIF						
41331 - Pilot / EATS payment	51,250.00	51,250.00	55,918.47	55,918.47	4,668.47	109%
46101 - Interest Earnings	215,000.00	215,000.00	622.54	49,274.63	(165,725.37)	23%
46102 - Investment Income	2,500.00	2,500.00	1,833.39	30,071.78	27,571.78	1203%
46910 - CID Revenue	515,000.00	515,000.00	42,140.88	176,008.58	(338,991.42)	34%
46911 - TDD Revenue	72,000.00	72,000.00	6,786.19	20,969.02	(51,030.98)	29%
46912 - 350 Highway Raytown Fire EAT's	-	-	-	20,000.00	20,000.00	0%
46913 - 350 Highway Jackson County EAT's	220,000.00	220,000.00	-	-	(220,000.00)	0%
46914 - 350 Highway TIF EAT's	750,000.00	750,000.00	58,418.54	280,828.92	(469,171.08)	37%
46915 - 350 Highway TIF City Pledge	750,000.00	750,000.00	44,544.13	222,408.88	(527,591.12)	30%
46916 - 350 HWY KC Zoo EATs	37,000.00	37,000.00	-	-	(37,000.00)	0%
46917 - Industrial Development Authority	-	-	0.10	0.28	0.28	0%
49953 - 350 Highway TIF Pilot	356,255.00	356,255.00	18,056.34	21,785.37	(334,469.63)	6%
52250 - Professional Services	39,700.00	39,700.00	-	3,505.34	36,194.66	9%
53513 - Outside Legal Council	111,500.00	111,500.00	2,137.50	6,358.75	105,141.25	6%
53812 - Administrative Expenses	16,300.00	16,300.00	1,168.37	5,616.58	10,683.42	34%
53824 - County Collection Expense	-	-	1,183.59	1,243.25	(1,243.25)	0%
53961 - Bank Charges	1,000.00	1,000.00	79.80	189.94	810.06	19%
54132 - 2006 SRF Principal	1,355,000.00	1,355,000.00	-	1,355,000.00	-	100%
54143 - 2007 SRF Interest	1,675,650.00	1,675,650.00	-	854,762.51	820,887.49	51%
Fund: 210 - TIF Surplus (Deficit):	**(230,145.00)**	**(230,145.00)**	**223,751.32**	(1,349,410.44)	**(1,119,265.44)**	

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 401 - STORM WATER FUND						
41205 - Parks Capital Sales Tax	107,565.00	107,565.00	7,171.11	25,965.13	(81,599.87)	24%
41206 - TIF - EATS	(19,190.00)	(19,190.00)	(1,460.44)	(7,020.71)	12,169.29	37%
46101 - Interest Earnings	-	-	86.57	213.63	213.63	0%
46102 - Investment Income	-	-	9.42	200.36	200.36	0%
49951 - Operating Transfer IN	150,000.00	150,000.00	-	150,000.00	-	100%
53600 - Repair & Maintenance Services	228,000.00	228,000.00	49,730.60	49,730.60	178,269.40	22%
53961 - Bank Charges	600.00	600.00	24.37	65.93	534.07	11%
53999 - Miscellaneous Conractual	3,500.00	3,500.00	-	-	3,500.00	0%
57000 - Capital Expenditures	-	30,106.38	-	-	30,106.38	0%
Fund: 401 - STORM WATER FUND Surplus (Deficit):	**6,275.00**	**(23,831.38)**	**(43,948.31)**	119,561.88	**143,393.26**	

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 402 - CAPITAL IMPROVEMENT PROJECTS						
43707 - Ditzler CID Loan Repayment	70,000.00	70,000.00	9,219.16	29,433.86	(40,566.14)	42%
46101 - Interest Earnings	2,600.00	2,600.00	352.04	1,006.89	(1,593.11)	39%
46102 - Investment Income	2,200.00	2,200.00	38.30	1,023.06	(1,176.94)	47%
52250 - Professional Services	-	-	-	10.98	(10.98)	0%
53961 - Bank Charges	1,500.00	1,500.00	104.34	317.91	1,182.09	21%
56250 - Incentive Programs	22,500.00	22,500.00	-	-	22,500.00	0%
: 402 - CAPITAL IMPROVEMENT PROJECTS Surplus (Deficit):	**50,800.00**	**50,800.00**	**9,505.16**	31,134.92	**(19,665.08)**	

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
Fund: 501 - SANITARY SEWER						
42122 - Credit Card Processing Fee	16,000.00	16,000.00	2,868.04	7,700.24	(8,299.76)	48%
44331 - Sewer Use Charge	6,599,250.00	6,599,250.00	546,365.27	1,633,544.10	(4,965,705.90)	25%
44332 - Sewer Late Pay Penalties	165,000.00	165,000.00	16,754.14	51,469.11	(113,530.89)	31%
44541 - Circuit Breaker	(20,335.00)	(20,335.00)	(326.99)	(710.12)	19,624.88	3%
46101 - Interest Earnings	16,000.00	16,000.00	1,907.84	9,140.89	(6,859.11)	57%
46102 - Investment Income	10,000.00	10,000.00	185.68	4,521.94	(5,478.06)	45%
46111 - SRF Interest Subsidy	238,287.00	238,287.00	121,050.18	121,050.18	(117,236.82)	51%
46501 - Returned Items	5,000.00	5,000.00	630.00	1,775.00	(3,225.00)	36%
46502 - Administration charges	8,000.00	8,000.00	(2,756.37)	(9,954.30)	(17,954.30)	124%
46503 - Admin Rev - Water On/Off	-	-	4,058.08	8,458.08	8,458.08	0%
51102 - Civilian Employees	655,236.00	655,236.00	21,026.03	60,163.54	595,072.46	9%
51106 - Part Time Employees	32,466.00	32,466.00	-	-	32,466.00	0%
51111 - Civilian Employees Overtime	32,822.00	32,822.00	226.10	670.09	32,151.91	2%
51203 - Holiday Pay	-	-	4,312.41	7,473.95	(7,473.95)	0%
51206 - Life Ins Witholding	2,345.00	2,345.00	79.50	245.49	2,099.51	10%
51207 - Sick Leave Pay	-	-	1,242.15	2,859.15	(2,859.15)	0%
51208 - Vacation Pay	-	-	671.85	1,942.38	(1,942.38)	0%
51212 - Deferred Compensation - 401 A	13,762.00	13,762.00	269.99	823.70	12,938.30	6%
51214 - Civilian Pension - LAGERS	85,808.00	85,808.00	1,208.64	2,790.33	83,017.67	3%
51215 - Health Insurance	122,436.00	122,436.00	3,564.09	9,646.74	112,789.26	8%
51218 - Medical Expense	2,925.00	2,925.00	-	-	2,925.00	0%
51219 - Unemployment	1,500.00	1,500.00	-	-	1,500.00	0%
51220 - Dental	7,536.00	7,536.00	241.51	666.23	6,869.77	9%
51221 - Vision	1,689.00	1,689.00	57.07	153.08	1,535.92	9%
51225 - FICA	55,120.00	55,120.00	1,935.59	6,013.03	49,106.97	11%
51236 - Ins Opt Out Incentive	6,876.00	6,876.00	293.46	702.21	6,173.79	10%
51238 - Phone Allowance	888.00	888.00	14.00	39.00	849.00	4%
51240 - Workers Compensation Insurance	24,906.00	24,906.00	2,451.75	7,355.25	17,550.75	30%
52101 - Office Supplies	7,500.00	7,500.00	97.94	208.93	7,291.07	3%
52200 - Operating Supplies	16,500.00	16,500.00	94.50	1,254.85	15,245.15	8%
52233 - Uniforms	5,100.00	5,100.00	1,249.46	1,831.50	3,268.50	36%
52250 - Professional Services	124,200.00	124,200.00	1,297.00	1,297.00	122,903.00	1%
52300 - Repair & Maintenance Supplies	8,500.00	8,500.00	22.33	22.33	8,477.67	0%
52301 - Fuel	27,200.00	27,200.00	1,480.46	3,522.28	23,677.72	13%
53101 - Postage	60,900.00	60,900.00	14,517.14	14,725.52	46,174.48	24%
53241 - Printing & Promotions	26,852.00	26,852.00	3,768.49	3,793.35	23,058.65	14%
53301 - Dues & Memberships	1,250.00	1,250.00	-	-	1,250.00	0%
53401 - Electricity	7,900.00	7,900.00	600.61	1,067.42	6,832.58	14%
53411 - Gas	3,250.00	3,250.00	457.22	530.36	2,719.64	16%
53421 - Water	4,850.00	4,850.00	-	394.70	4,455.30	8%
53500 - Equipment Expense	26,100.00	26,100.00	-	400.00	25,700.00	2%
53600 - Repair & Maintenance Services	154,500.00	154,500.00	28.85	98.52	154,401.48	0%
53644 - Computer Services	25,000.00	25,000.00	1,496.75	4,490.25	20,509.75	18%
53701 - Education and Training	7,800.00	7,800.00	-	-	7,800.00	0%
53705 - Meetings & Events	150.00	150.00	-	-	150.00	0%
53711 - Meals & Travel	4,500.00	4,500.00	532.48	763.48	3,736.52	17%
53821 - Bad Debt Expense	85,000.00	85,000.00	(186.32)	(4,583.06)	89,583.06	-5%
53823 - Collection Agency Expense	2,500.00	2,500.00	78.85	476.48	2,023.52	19%
53913 - General Liability Insured	57,121.00	57,121.00	2,476.63	7,429.89	49,691.11	13%
53931 - Little Blue Valley SD Payment	2,600,000.00	2,600,000.00	-	-	2,600,000.00	0%
53932 - KCMO Treatment Costs	1,144,363.00	1,144,363.00	102,751.25	249,558.62	894,804.38	22%
53961 - Bank Charges	6,000.00	6,000.00	480.43	1,422.82	4,577.18	24%
53999 - Miscellaneous Conractual	37,200.00	37,200.00	-	-	37,200.00	0%
54132 - 2006 SRF Principal	815,000.00	815,000.00	260,000.00	260,000.00	555,000.00	32%
54133 - Fiscal Agent Fees	43,500.00	43,500.00	-	-	43,500.00	0%
54142 - 2006 SRF Interest	195,819.00	195,819.00	104,306.25	35,146.67	160,672.33	18%
54143 - 2007 SRF Interest	182,834.00	182,834.00	78,412.50	36,540.83	146,293.17	20%

Object	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Used
54505 - Bond issuance expense	1,769.00	1,769.00	-	-	1,769.00	0%
55000 - Vehicle Expense	49,750.00	49,750.00	9,308.14	10,523.58	39,226.42	21%
57000 - Capital Expenditures	275,000.00	275,000.00	-	6,400.00	268,600.00	2%
Fund: 501 - SANITARY SEWER Surplus (Deficit):	**(17,021.00)**	**(17,021.00)**	**69,870.77**	1,088,134.63	**1,105,155.63**	

DRAFT
MINUTES
TENTATIVE AGENDA
RAYTOWN BOARD OF ALDERMEN
MARCH 6, 2018
REGULAR SESSION NO. 23

RAYTOWN CITY HALL
10000 EAST 59TH STREET
RAYTOWN, MISSOURI 64133

OPENING SESSION
7:00 P.M.

Mayor Michael McDonough called the March 6, 2018 Board of Aldermen meeting to order at 7:00 p.m. Timmy Hensel of The River Church provided the invocation and led the pledge of allegiance.

Roll

Roll was called by Teresa Henry, City Clerk, and the attendance was as follows:

Present: Alderman Bonnaye Mims, Alderman Frank Hunt, Alderman Mark Moore, Alderman Jason Greene, Alderman Bill Van Buskirk, Alderman Karen Black, Alderman Jim Aziere, Alderman Ryan Myers, Alderman Steve Meyers

Proclamations & Presentations

Mayor McDonough presented a proclamation to the Raytown High School Lead2Feed student leadership group.

Public Comments

Eric Teeman, 11801 E 86 Street, spoke regarding the Ward 5 appointment.

Kathie Schutte, 11622 E 85 Street, spoke regarding the Ward 5 appointment.

Michael Anderson, 8609 E 83 Terrace, spoke regarding the Ward 5 appointment.

Phylis Goforth, 11700 E 86 Street, spoke regarding the 8th annual Egg-Extravaganza.

Melissa Beall, 8510 Spring Valley Road, spoke regarding the Ward 5 appointment.

Tony Jacob, 10201 E 64 Street, spoke regarding alternative street de-icing materials, recent Police Department responses to community safety issues, changes being made to address the budget challenges of FY17-18 and the Ward 5 appointment.

Anahi Tapia, 3951 N Woodlawn Court, Belaire, KS, spoke on behalf of United Food & Commercial Workers regarding their desire to speak with the elected officials of the City about the local Wal-Mart.

Communication from the Mayor

The Mayor highlighted the events he attended since the previous meeting.

Communication from the City Administrator

The City Administrator provided an update on the City's current projects and plans.

Committee Reports

Alderman Mims spoke regarding the Ward 5 appointment.

Alderman Hunt spoke regarding the upcoming Council on Aging meeting on March 15, 2018.

Alderman Van Buskirk spoke regarding the March 7, 2018 Police Pension Board meeting, and the Ward 5 appointment.

LEGISLATIVE SESSION

1. **CONSENT AGENDA**

All matters listed under the Consent Agenda are considered to be routine by the Board of Aldermen and will be enacted by one motion without separate discussion or debate. The Mayor or a member of the Board of Aldermen may request that any item be removed from the consent agenda. If there is no objection by the remaining members of the board, such item will be removed from the consent agenda and considered separately. If there is an objection, the item may only be removed by a motion and vote of the board.

Approval of the Regular February 27, 2018 Board of Aldermen meeting minutes.

Alderman Mims, seconded by Alderman Myers, made a motion to adopt. The motion was approved by a vote of 9-0.

Ayes: Aldermen Mims, Myers, Moore, Aziere, Hunt, Van Buskirk, Black, Meyers, Greene
Nays: None

REGULAR AGENDA

OLD BUSINESS

2. Public Hearing: A public hearing to consider vacating a portion of 75th Street.

2a. **SECOND READING: Bill No. 6457-18, Section XIII. AN ORDINANCE** VACATING A PORTION OF 75TH STREET LOCATED BETWEEN THE EAST RIGHT-OF-WAY LINE OF RAYTOWN ROAD AND THE WEST PROPERTY LINE OF LOT 2, RAYTOWN CROSSING EAST – SECOND PLAT, IN ACCORDANCE WITH THE PROVISIONS OF THE COMPREHENSIVE ZONING REGULATIONS FOR THE CITY OF RAYTOWN, MISSOURI. Point of Contact: Michael Swan, Planning & Zoning Coordinator.

The ordinance was read by title only by Teresa Henry, City Clerk.

Mayor McDonough opened the Public Hearing.

Planning & Zoning Coordinator, Michael Swan, remained for any discussion.

Staff requested that this item be continued to a date certain of March 20, 2018.

Alderman Mims, seconded by Alderman Aziere, made a motion to continue to a date certain of March 20, 2018.

Mayor McDonough closed the Public Hearing.

The motion was approved by a vote of 9-0.

Ayes: Aldermen Mims, Aziere, Greene, Van Buskirk, Hunt, Meyers, Black, Moore, Myers
Nays: None

3. Public Hearing: A public hearing to consider an amendment to a planned development – Blue Ridge Villas.

   3a. **SECOND READING: Bill No. 6458-18, Section XIII. AN ORDINANCE** GRANTING AN AMENDMENT TO A PLANNED DEVELOPMENT TO ALLOW FOR AN ASSISTED LIVING FACILITY ON LOT 5 OF BLUE RIDGE VILLAS IN ACCORDANCE WITH THE PROVISIONS OF THE COMPREHENSIVE ZONING REGULATIONS FOR THE CITY OF RAYTOWN, MISSOURI. Point of Contact: Michael Swan, Planning & Zoning Coordinator.

The ordinance was read by title only by Teresa Henry, City Clerk.

Mayor McDonough opened the Public Hearing.

Planning & Zoning Coordinator, Michael Swan, and the applicant, Ivan Chiang, remained for any discussion.

Alderman Greene, seconded by Alderman Myers, made a motion to adopt.

Discussion continued regarding business permits and licensing.

Mayor McDonough closed the Public Hearing.

The motion was approved by a vote of 9-0.

Ayes: Aldermen Greene, Myers, Black, Hunt, Aziere, Moore, Meyers, Van Buskirk, Mims
Nays: None

Became Ordinance 5589-18

4. **SECOND READING: Bill No.: 6459-18, Section V-A. AN ORDINANCE** AUTHORIZING AND APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR ENVIRONMENTAL SERVICES BY AND BETWEEN JACKSON COUNTY, MISSOURI AND THE CITY OF RAYTOWN. Point of Contact: Ray Haydaripoor, Community Development Director.

The ordinance was read by title only by Teresa Henry, City Clerk.

Community Development Director, Ray Haydaripoor, presented information regarding Jackson County's inspections in the City and remained available for any discussion.

Discussion clarified the three levels of Jackson County's inspection process. Interest in options for private pool inspections was expressed.

Alderman Meyers, seconded by Alderman Greene, made a motion to adopt. The motion was approved by a vote of 9-0.

Ayes: Aldermen Meyers, Greene, Hunt, Van Buskirk, Moore, Myers, Aziere, Mims, Black
Nays: None

Became Ordinance 5560-18

5. **SECOND READING: Bill No.: 6460-18, Section V-A. AN ORDINANCE** AUTHORIZING AND APPROVING AN INTERLOCAL AGREEMENT AMONG THE CITY OF RAYTOWN, MISSOURI AND THE MISSOURI CITIES OF BLUE SPRINGS, BUCKNER, GRAIN VALLEY, GRANDVIEW, GREENWOOD, INDEPENDENCE, LAKE LOTAWANA, LAKE TAPAWINGO, LEE'S SUMMIT, LONE JACK, OAK GROVE AND SUGAR CREEK, MISSOURI STATE HIGHWAY PATROL AND JACKSON COUNTY, MISSOURI, INCLUDING THE JACKSON COUNTY SHERRIFF'S OFFICE AND THE JACKSON COUNTY DRUG TASK FORCE FOR LAW ENFORCEMENT SERVICES. Point of Contact: Jim Lynch, Police Chief.

The ordinance was read by title only by Teresa Henry, City Clerk.

Police Chief, Jim Lynch, remained available for any discussion.

Alderman Black, seconded by Alderman Meyers, made a motion to adopt. The motion was approved by a vote of 9-0.

Ayes: Aldermen Black, Meyers, Hunt, Greene, Moore, Van Buskirk, Aziere, Myers, Mims
Nays: None

Became Ordinance 5561-18

6. **SECOND READING: Bill No.: 6461-18, Section XXXVI. AN ORDINANCE** AUTHORIZING AND APPROVING THE SECOND AMENDMENT TO THE SECOND AMENDED AND RESTATED TAX INCREMENT FINANCING REDEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF RAYTOWN, MISSOURI AND RAYTOWN 350 INV GROUP, LLC. Point of Contact: Missy Wilson, Economic Development Administrator.

The ordinance was read by title only by Teresa Henry, City Clerk.

Economic Development Administrator, Missy Wilson, remained available for any discussion.

Alderman Mims, seconded by Alderman Myers, made a motion to adopt.

Discussion continued and reiterated the purpose of this ordinance.

The motion was approved by a vote of 9-0.

Ayes: Aldermen Mims, Myers, Aziere, Greene, Meyers, Black, Hunt, Van Buskirk, Moore
Nays: None

Became Ordinance 5562-18

7. **SECOND READING Bill No.: 6462-18, Section XIII. AN ORDINANCE** APPROVING THE FINAL PLAT OF LOURDES SUBDIVISION, A SUBDIVISION OF THE CITY OF RAYTOWN, JACKSON COUNTY, MISSOURI. Point of Contact: Michael Swan, Planning & Zoning Coordinator.

The ordinance was read by title only by Teresa Henry, City Clerk.

Planning & Zoning Coordinator, Michael Swan, remained available for any discussion.

Alderman Myers, seconded by Alderman Aziere, made a motion to adopt. The motion was approved by a vote of 9-0.

Ayes: Aldermen Myers, Aziere, Van Buskirk, Hunt, Mims, Greene, Moore, Black, Meyers
Nays: None

Became Ordinance 5563-18

NEW BUSINESS

8. **R-3069-18: A RESOLUTION** DECLARING CERTAIN PROPERTY OWNED BY THE CITY OF RAYTOWN AS SURPLUS AND AUTHORIZING DISPOSITION OF SUCH PROPERTY BY AUCTION. Point of Contact: Damon Hodges, Public Works Director.

The resolution was read by title only by Teresa Henry, City Clerk.

Public Works Director, Damon Hodges, remained available for any discussion.

Discussion clarified the options being investigated to sell these vehicles.

Alderman Van Buskirk, seconded by Alderman Mims, made a motion to adopt.

Discussion continued regarding the facets that are considered before deciding to surplus City vehicles.

The motion was approved by a vote of 9-0.

Ayes: Aldermen Van Buskirk, Mims, Myers, Moore, Black, Meyers, Greene, Hunt, Aziere
Nays: None

9. **R-3070-18: A RESOLUTION** AUTHORIZING AND APPROVING THE ADDITIONAL EXPENDITURE OF FUNDS RELATING TO A PROFESSIONAL SERVICES AGREEMENT WITH OLSSON ASSOCIATES FOR DESIGN AND CONSTRUCTION SERVICES OF THE 83RD STREET BRIDGE IN AN AMOUNT NOT TO EXCEED $165,485.65. Point of Contact: Damon Hodges, Public Works Director.

The resolution was read by title only by Teresa Henry, City Clerk.

Public Works Director, Damon Hodges, remained available for any discussion.

Alderman Myers, seconded by Alderman Aziere, made a motion to adopt.

The motion was approved by a vote of 9-0.

Ayes: Aldermen Myers, Aziere, Meyers, Greene, Van Buskirk, Mims, Moore, Hunt, Black
Nays: None

10. **R-3071-18: A RESOLUTION** AUTHORIZING AND APPROVING THE EXPENDITURE OF ADDITIONAL FUNDS THROUGH CHANGE ORDER NO. 1 WITH GBA RELATED TO THE 59th STREET SIDEWALK PROJECT IN AN AMOUNT NOT TO EXCEED $19,688.00 FOR A TOTAL AMOUNT NOT TO EXCEED $82,087.40. Point of Contact: Damon Hodges, Public Works Director.

The resolution was read by title only by Teresa Henry, City Clerk.

Public Works Director, Damon Hodges, remained available for any discussion.

Alderman Greene, seconded by Alderman Myers, made a motion to adopt.

Discussion continued, clarifying the project and its funding.

The motion was approved by a vote of 9-0.

Ayes: Aldermen Greene, Myers, Mims, Hunt, Moore, Van Buskirk, Black, Aziere, Meyers
Nays: None

DISCUSSION ITEMS

11. Mayor's Ad Hoc Community Events Committee – Raytown Live – Mayor McDonough

Committee members Jeff Bethel and Dave Turner presented the committee's current projects and events and discussion followed.

12. Rental Regulation – Alderman Ryan Myers

Alderman Myers presented a PowerPoint on landlord business licensing and discussion followed.

13. Public Comments – Alderman Steve Meyers

Alderman Meyers presented on the public comments process and discussion followed.

ADJOURNMENT

Alderman Moore, seconded by Alderman Myers, made a motion to adjourn. The motion was approved by a vote of 9-0.

Ayes: Aldermen Moore, Myers, Hunt, Van Buskirk, Meyers, Greene, Aziere, Mims, Black
Nays: None

The meeting adjourned at 10:15 p.m.

_____
Teresa M. Henry, MRCC
City Clerk

CITY OF RAYTOWN
Request for Board Action

Date: March 15, 2018 **Amended Bill No. 6457-18**
To: Mayor and Board of Aldermen **Section No.: XIII**
From: Michael Swan, Planning & Zoning Coordinator

Department Head Approval: _____

Finance Director Approval: _____ (only if funding requested)

City Administrator Approval: _____

Action Requested: Conduct a public hearing to consider a right-of-way vacation application of 75th Street from Raytown Road to westbound MO-350 Highway.

Recommendation: The Planning & Zoning Commission voted 7-0 (2 absent) to recommend approval of the right-of-way vacation subject to the four (4) conditions stipulated in the Ordinance.

Analysis: Mitch DiCarlo, on behalf of Raytown Wash LLC, is requesting approval of a right-of-way vacation. The applicant is requesting to vacate right-of-way on 75th Street between Raytown Road and westbound MO-350 Highway. The request to vacate 75th Street is a condition placed on the Conditional Use Permit for the future Tidal Wave Car Wash located to the north of the existing right-of-way. The right-of-way to be vacated is approximately 232 feet long and 45 feet wide.

Pursuant to RSMO 71.260, written consent to vacate has been received by 2/3 of adjacent property owners. Notices for Consent to Vacate have been provided by the following adjacent property owners: FJM Distributing Company LP, Raytown Wash LLC, and Raytown Auto Developers LLC. Kansas City Power and Light (KCP&L), KC Water, Public Water Supply District #2, AT&T, and Spire (formerly MGE) have all waived objections subject to retaining their utility easements and protection of existing facilities.

UPDATE: The ordinance has since been updated to revise language in Sections 2-5 to provide more detailed information regarding easements, agreements and the forthcoming plat. These revisions have no effect on the Planning and Zoning Commissions recommendation from January 4, 2018. Staff requested that the second reading be continued until the City had been provided a copy of the maintenance/access agreement between adjacent property owners of this portion of 75th Street.

Alternatives: Alternatives to the recommendation of the Planning & Zoning Commission would be to either deny the right-of-way vacation application or refer the application back to the Planning & Zoning Commission for revisions and/or further review.

Budgetary Impact: This application does not require the City to provide any funding. The application would remove a +/- 232 foot section of roadway from the list of City-maintenance roads.

☒ Not Applicable

Additional Reports Attached:

- Staff Report from January 4, 2018 Planning & Zoning Commission meeting
- Minutes from January 4, 2018 Planning & Zoning Commission meeting
- PC Recommendation Letter from January 8, 2018

AMENDED BILL NO. 6457-18 ORDINANCE NO. _____ SECTION NO. XIII

AN ORDINANCE VACATING A PORTION OF 75TH STREET LOCATED BETWEEN THE EAST RIGHT-OF-WAY LINE OF RAYTOWN ROAD AND THE WEST PROPERTY LINE OF LOT 2, RAYTOWN CROSSING EAST – SECOND PLAT, IN ACCORDANCE WITH THE PROVISIONS OF THE COMPREHENSIVE ZONING REGULATIONS FOR THE CITY OF RAYTOWN, MISSOURI

WHEREAS, Application PZ-2017-015, submitted by Mitch DiCarlo on behalf of Raytown Wash LLC, is requesting the vacation of a portion of 75th Street; and

WHEREAS, consent of the persons owning two-thirds (2/3) of the property immediately adjoining the right-of-way to be vacated has been obtained; and

WHEREAS, no adjacent property owner(s) has filed a protest against the proposed vacation; and

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing on January 4, 2018, and rendered a report to the Board of Aldermen recommending that the vacation be approved; and

WHEREAS, after due public notice in the manner prescribed by law, the Board of Aldermen held a public hearing on January 16, 2018, which public hearing was continued to March 20, 2018 for further consideration and public comment; and

WHEREAS, the Board of Aldermen, after considering the evidence presented during such public hearings have determined it is in the best interest of the citizens of the City of Raytown to grant the vacation for said right-of-way;

WHEREAS, the passing of this ordinance fulfills the requirement to vacate 75th Street as stated in Ordinance No.5583-17.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

SECTION 1 – VACATION. The Board of Aldermen of the City of Raytown, Missouri hereby finds and declares it necessary, reasonable and proper to discontinue as a right-of-way and forever vacate the following legally described portion of public street right-of-way:

A tract of land in the Southwest Quarter of Section 9 and the Northwest Quarter of Section 16, Township 48 North, Range 32 West of the 5th Principal Meridian in Raytown, Jackson County, Missouri being bounded and described as follows: Beginning at the Northeast Corner of Lot 1, RAYTOWN CROSSING EAST – FIRST PLAT, a subdivision in Raytown, Jackson County, Missouri; thence North 86°42’06” West, along the North line of said Lot 1 and its Westerly prolongation, 231.06 feet to a point on the East right-of-way line of Raytown Road, as now established; thence North 01°49’12” East, along said East right-of-way-line, 45.01 feet; thence South 86°42’06” East, 232.00 feet to a point on the West line of Lot 2, RAYTOWN CROSSING EAST – SECOND PLAT, a subdivision in Raytown, Jackson County, Missouri; thence South 03°01’07” West, along said West line, 45.00 feet to the Point of Beginning. Containing 10,419 square feet or 0.24 acres, more or less.

SECTION 2 – UTILITY EASEMENT. All of that portion of the above-vacated right-of-way is hereby retained by the City of Raytown as a perpetual easement for, including but not limited to, the construction, maintenance, repair, relocation and operation of sanitary sewers, surface water drainage, and all other public utility facilities.

SECTION 3 – MAINTENANCE AGREEMENT. An agreement between all adjacent property owners will be established that maintains the private drive (former 75th Street) to the City of Raytown's Public Works Department standards for City streets. Said agreement(s) shall be recorded with the Jackson County Recorder of Deeds within 10 days of the passing of this ordinance.

SECTION 4 – ACCESS EASEMENT. FJM Distributing Company LP, Raytown Auto Developers LLC, Raytown Wash LLC, and Viacom Outdoor Inc. will dedicate cross-access easement(s) to all adjacent properties for access to the vacated right-of-way.

SECTION 5 – PLATTING OF VACATED RIGHT-OF-WAY. The vacated right-of-way will be included in the one-lot subdivision for the Final Plat of Tidal Wave Auto Spa. Notes for Sections 2-4 will be placed on the plat.

SECTION 6 – REPEAL OF ORDINANCES IN CONFLICT. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 7 – SEVERABILITY CLAUSE. The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

SECTION 8 – EFFECTIVE DATE. This ordinance shall be in full force and effect from and after the date of its passage and approval.

BE IT REMEMBERED that the above was read two times by heading only**, PASSED AND ADOPTED** by a majority of the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Jackson County, Missouri, this 20th day of March, 2018.

_____
Michael McDonough, Mayor

ATTEST:

_____
Teresa M. Henry, City Clerk

Approved as to Form:

_____
Joe Willerth, City Attorney

CITY OF RAYTOWN

PLANNING & ZONING COMMISSION

MINUTES

January 4, 2018
7:00 pm
Raytown City Hall
Board of Aldermen Chambers
10000 East 59th Street
Raytown, Missouri 64133

1. **Welcome by Chairperson**

   Mr. Wilson

2. **Call meeting to order and Roll Call**

Wilson:	Present	Emerson:	Present	Stock:	Present
Bettis:	Absent	Robinson:	Present	Lightfoot:	Present
Hartwell:	Present	Dwight:	Absent	Meyers:	Present

3. **Approval of December 7, 2017 Meeting Minutes**
   a) Revisions - None
   b) Motion - approved
   c) Second - approved
   d) Additional Board Discussion - None
   e) Vote – approved (Mr. Wilson abstains)

4. **Old Business**

5. **New Business**
   A. Case No.: PZ-2017-015 (Vacate Right-of-Way 75th Street)
   Applicant: Mitch DiCarlo, Raytown Wash LLC

   1. Introduction of Application by Chair

      Mr. Wilson introduced PZ-2017-015

   2. Open Public Hearing

      Mr. Wilson opened the Public Hearing

   3. Explain Procedure for a Public Hearing and swear-in speakers

      City Attorney Willerth swore in all that are speaking

   4. Enter Additional Relevant City Exhibits into the Record:

   5. Mr. Swan introduced 2 additional Exhibits into the record.

A. Staff report
B. Survey Exhibit
C. Vacate Right-of-Way Application
D. Consent to Vacate Forms
E. Staff Review Letter & Applicant Responses
F. Publication of Notice of Public Hearing in Daily Record Newspaper
G. Public Hearing Notices mailed to adjacent property owners
H. City of Raytown Zoning Ordinance, as amended
I. City of Raytown Comprehensive Plan
J. Consent to Vacate Form from FJM Distributors
K. Utility easement for AT&T Wireless

5. Explanation of any exparte' communication from Commission members regarding the application

   None

6. Introduction of Application by Staff

   Mr. Swan re-introduced PZ 2017-015 to the board.

   Staff recommends approval of this case subject to now four conditions, provided in the exhibit K that was received today.

   Applicant is here tonight to answer any questions.

   Mr. DiCarlo (applicant) has no comments at this time.

   No questions for the applicant

   No questions from commissioners to staff.

7. Request for Public Comment
8. Additional Staff Comments and Recommendation

   City Attorney Willerth suggests Mr. Swan read into the records the conditions he is recommending.

   Mr. Swan read the conditions into the records.

9. Board Discussion - None
10. Close Public Hearing
11. Board Decision to Approve, Conditionally Approve or Deny the Application
    a. Motion – to approve
    b. Second – to approve
    c. Additional Board Discussion - none
    d. Vote – approved (7-0)

This case will be heard by the board of Alderman on Tuesday January 16th.

B. Case No.: PZ-2017-013 (Amendment to Planned Development – Blue Ridge Villas)
Applicant: Ivan Chiang, LIY Financial LLC

1. Introduction of Application by Chair

   Mr. Wilson introduced PZ-2017-013

2. Open Public Hearing

   Mr. Wilson opened the Public Hearing

3. Explain Procedure for a Public Hearing and swear-in speakers

   City Attorney Willerth swore in all that are speaking

4. Enter Additional Relevant City Exhibits into the Record:
   A. Staff report
   B. Conceptual Site Plan
   C. Amendment to PUD Application
   D. Blue Ridge Villas Design Manual (11/17/2005)
   E. Staff Review Letter & Applicant Responses
   F. Publication of Notice of Public Hearing in Daily Record Newspaper
   G. Public Hearing Notices mailed to property owners within 185-feet of subject property.
   H. City of Raytown Zoning Ordinance, as amended
   I. City of Raytown Comprehensive Plan
   J. Revised Site Plan

5. Explanation of any exparte' communication from Commission members regarding the application

   None

6. Introduction of Application by Staff

   Mr. Swan re-introduced PZ 2017-013 to the board.

   Ivan Chiang, with LIY Financial LLC, requested approval of the plan by the city.

   Mr. Wilson asked Mr. Chiang if he has read staff recommendations and if he is in agreement with all of them.

   Mr. Meyers asked if tenants that went to the informational meeting Mr. Chiang held are in the audience. There are two residents in attendance.

   Mr. Meyers then asked if they would speak as recommended by Mr. Chiang on whether they had any issues with the project or are favorable.

   Berda Sewell, (5841 Hunter Court) – feels that this would be in her best interest to have the additional facility built in our complex. She is in favor.

   Jack Maybee (Owner) of a duplex (5817 & 5819 Kentucky) located right behind this area of development. He states that he is in favor of this development.

7. Request for Public Comment

8. Additional Staff Comments and Recommendation

   Staff recommended that the request to amend the Blue Ridge Villas planned development be approved with the 13 conditions.

   Ms. Hartwell questioned what if the building is full and they have to hire more people to come in and help. Where will they park since there are only 3 parking spaces for the 10 units?

Mr. Swan states that at the front of the property there are five parking spaces, of which two are wheelchair accessible and at the rear of the property there is one additional parking space created to be used for staff.

There are two insets on both the West and East side of the gazebo that can be used for parking. It has been proposed that to allow two additional insets on each the North and South sides.

The home owners association could allow that these insets be exclusive to the Turn Leaf assisted living development.

Ms. Hartwell is also concerned that relatives coming to visit may not have available parking spaces.

Ms. Stock asked if we add the insets for parking, does that take more green space away. She had family members in assisted living that did go outside and appreciated the green space.

Mr. Swan states that it does take a little away from the green space. It was discussed with the applicant and the applicant suggested that a six foot wide walking path that is ADA accessible be created and three additional benches by the drainage basin.

Ms. Stock was concerned that the visitors would most likely be walking more than the residents and she does not feel that the green space is equivalent.

Mr. Wilson asked about the configuration and footprint.

Mr. Swan stated that it was the footprint was almost the same. The configuration was divided into five sub lots A – E and instead of driveways there is a parking lot up at the front. A four foot strip of green space between driveways would go away.

Mr. Lightfoot asks how many staff they anticipate having at any given time.

Mr. Chiang stated:

> Three shifts – first & second shifts will have two full time staff. Third Shift will have just one as most residents will be sleeping at the time.
>
> Part time nurse will come in.
>
> Part time cook will come during mealtimes. Caregivers can do some of the cooking, but might have a cook come in for the weekends.

Mr. Wilson stated that there will be other insularly needs required for delivery trucks.

Mr. Chiang stated that there will not be medical care done there. The residents would be shuttled to doctor and dentist appointments. There will be food delivery, mail delivery and possibly maintenance.

Mr. Wilson asked if the street that leads into it is a private drive and who enforces parking.

Mr. Chiang said the home owner's association board, of which he is the president of right now.

Mr. Lightfoot wants to make sure that it is clear that there will be accommodations for 10 residents and staff will be doing home health care (not outside staff coming in for health care).

Mr. Chiang says the staff will do the home health care.

Mr. Wilson also asked if a resident wanted to bring in a trainer, it would be allowed, correct?

Mr. Chiang said yes. Also, planning to have someone come in for fun activities once or twice a week for the residents.

Ms. Emerson asked if parking is full, is there area that can be utilized for more parking.

Mr. Chiang responded that we would have to tear out more green space or angle the insets to allow for more parking.

Cheryl Thompson, Project Manager – grew up in Raytown. The Blue Ridge Villas has been through two previous developers, because of that, the residents have seen property values go down. This project will increase services and help their community. We have been able to turn the lights back on and change the perspective of the area. Also, we have an incredible relationship with the residents and they know we are here to stay.

Ms. Hartwell remarked that her family in nursing home had nursing skills on site.

Ms. Thompson replied we have two staff for five residents during the day and one for the ten overnight.

Ms. Emerson stated that she feels this would be a good addition to the area.

9. Board Discussion - None
10. Close Public Hearing
11. Board Decision to Approve, Conditionally Approve or Deny the Application
    a. Motion – Mr. Meyer
    b. Second – Mrs. Stock
    c. Additional Board Discussion - None
    d. Vote – Mrs. Hartwell Abstain, motion passed

6. Set Future Meeting Date - Thursday, February 1, 2018 at 7:00 PM

7. Adjourn

Motion to adjourn passed 6-0

Community Development Department
10000 E 59th Street
Raytown, MO 64133-3993
Phone: 816-737-6059 Fax: 816-737-6164
Email: mswan@raytown.mo.us

To: Mitch DiCarlo
Date: January 8, 2018
RE: PZ 2017-015 ROW Vacation Application
Address: 75th St. (Raytown Rd to westbound MO-350)

On January 4, 2017 the City of Raytown Planning and Zoning Commission recommended to approve (7-0) your request to vacate right-of-way on 75th Street subject to four (4) conditions:

1. The ordinance approving the vacation shall contain a clause that provides access to all adjacent properties.

2. The ordinance approving the vacation shall include a clause retaining vacated 75th Street as a utility easement for all public utilities as required per Condition #2 on City Ordinance No. 5583-17 (Conditional Use Permit for Tidal Wave Car Wash).

3. The ordinance approving the vacation shall include a clause regarding maintenance of vacated 75th Street as a private drive.

4. All of former 75th Street right-of-way shall be included in the plat as required per Condition #9 on City Ordinance No. 5583-17 (Conditional Use Permit for Tidal Wave Car Wash).

This case is scheduled to have the first reading and a public hearing conducted by the Board of Aldermen on **Tuesday, January 16, 2018 at 7:00pm** in Council Chambers at City Hall. You or your representative must be present to answer questions.

Sincerely,

Michael Swan
Planning & Zoning Coordinator
10000 E 59th St.
Raytown, MO 64133-3993
816-737-6059
mswan@raytown.mo.us

CONSENT TO VACATION

IN THE MATTER OF THE VACATION OF:

75th Street from the east right-of-way line of Raytown Road to the west boundary of Lot 2, RAYTWON CROSSINGS EAST-SECOND PLAT, all in Raytown, Jackson County, Missouri.

STATE OF MISSOURI)
) SS
COUNTY OF JACKSON)

Comes now Howard R. Fowler, General Manager of **OUTFRONT MEDIA LLC**, a Delaware limited liability company, successor in interest to **VIACOM OUTDOOR, INC.**, a Delaware limited liability company, by conversion from a corporation to a limited liability company pursuant to Section 18-214 of the Delaware Limited Liability Act,, who being duly sworn upon his oath, does state that Outfront Media LLC f/k/a Viacom Outdoors, Inc. is the owner of the Property described below and immediately adjoining the area for vacation of which an application has been filed with the City of Raytown, Missouri and hereby **CONSENTS** that said area may be vacated in the manner as set forth in said application for vacation of right-of-way.

The Property: All that part of the Northwest Quarter of the Northwest Quarter of Section 16, Township 48, Range 32, Jackson County, Missouri, described as follows:

Beginning at a point 39.79 feet East and 20 feet South of the Northwest corner of said 1/4, 1/4 Section, said point being 40 feet East of the center line of the Right of Way of Raytown South Road; Thence East parallel with the North line of said 1/4, 1/4 Section 100 feet; Thence South parallel with the West line of said 1/4, 1/4 Section 75 feet; Thence West parallel with the North line of said 1/4, 1/4 Section 100 feet, to a point in the East line of Raytown South Road; Thence North along the East line of said road 75 feet to the Point of Beginning.

Dated: March 14, 2018.

Howard R. Fowler

Subscribed and sworn to before me this 14TH day of MARCH, 2018.

Notary Public

My Commission Expires:
11/14/21

RACHEL SOSA
Notary Public – Notary Seal
Clay County – State of Missouri
Commission Number 13547986
My Commission Expires Nov 14, 2021

ACCESS AGREEMENT

THIS ACCESS AGREEMENT ("Agreement") is made as of latest date set forth on the signature pages to this Agreement (the "Effective Date") by **TW MACON, LLC** ("TW"), a Georgia limited liability company with an address at 124 Thompson Street, Thomaston, Georgia 30286, **RAYTOWN AUTO DEVELOPERS LLC** ("Auto"), a Missouri limited liability company with an address at Suite 200, 605 W. 47th Street, Kansas City, Missouri 64112, **FJM DISTRIBUTING COMPANY LIMITED PARTNERSHIP** ("FJM"), an Illinois limited partnership with an address at 16701 Samuel Smart Drive, Chesterfield, Missouri 63005, **FREDDY'S LAND, LLC** ("Freddy's"), a Kansas limited liability company with an address at Suite 200, 206 N. Rock Road, Wichita, Kansas 67206, and **MKF 2095, INC.** ("MKF"), a Missouri corporation with an address at 10000 East 350 Highway, Raytown, Missouri 64138 (TW, Auto, FJM, Freddy's and MKF are hereafter collectively referred to as the "Parties"). For statutory purposes, each of the Parties hereto is both a **grantor** and a **grantee**.

RECITALS

A. FJM owns fee title to the real property legally described as Lot 1, RAYTOWN CROSSING EAST - FIRST PLAT, a subdivision in Raytown, Jackson County, Missouri, according to the recorded plat thereof (the "FJM Property"), Auto owns fee title to the real property legally described as Lot 3 and Tract A, RAYTOWN CROSSING EAST - SECOND PLAT, a subdivision in Raytown, Jackson County, Missouri, according to the recorded plat thereof (the "Auto Property"), Freddy's owns fee title to the real property legally described as Lot 2, RAYTOWN CROSSING EAST - SECOND PLAT, a subdivision in Raytown, Jackson County, Missouri, according to the recorded plat thereof (the "Freddy's Property") and TW owns fee title to the real property legally described in Exhibit A hereto (the "TW Property"). The FJM Property, the Auto Property, the Freddy's Property and the TW Property are each hereafter referred to as a "Property" and are hereafter collectively referred to herein as the "Properties." MKF leases all of the FJM Property from FJM.

B. For purposes of this Agreement, (1) the term "Owner" means the fee simple owner from time to time of any of the Properties.

C. The Properties comprise a development area generally depicted in Exhibit B hereto.

D. In connection with the development of the Properties, the parties desire to provide for circulation of vehicular and pedestrian traffic over and across the Easement Area depicted in Exhibit B hereto.

NOW, THEREFORE, the parties agree as follows:

AGREEMENT

1. **Access**.

a. Each Owner ("Granting Owner") hereby grants, sells, bargains, and conveys unto each of the other Owners, their tenants, customers, invitees, employees, licensees, successors and assigns for the benefit of and as an easement appurtenant to the Property of the other Owners, a perpetual nonexclusive easement over and across the portion of the Easement Area on the Property of the Granting Owner for vehicular and pedestrian ingress and egress to and from the other Properties. MKF hereby consents and agrees to the foregoing grant of easement by FJM.

b. The portion of the Easement Area located on the Freddy's Property is legally described in Exhibit C-1 hereto and depicted in Exhibit C-2 hereto. The portion of the Easement Area located on the TW Property is legally described in Exhibit D-1 and Exhibit E-1 hereto and depicted in Exhibit D-2 and Exhibit E-2 hereto. The portion of the Easement Area located on the FJM Property is legally described in Exhibit F-1 hereto and depicted in Exhibit F-2 hereto. The portion of the Easement Area located on the Auto Property is legally described in Exhibit G-1 hereto and depicted in Exhibit G-2 hereto.

2. **Maintenance of Easement Areas.**

a. Each Owner shall keep or cause to keep the Easement Area on its Property in good order, condition and repair, including replacement as required, and reasonably free of snow, ice and debris except that Freddy's shall also keep the Easement Area on the property legally described in in Exhibit D-1 hereto and depicted in Exhibit D-2 hereto in good order, condition and repair, including replacement as required, and reasonably free of snow, ice and debris. The foregoing notwithstanding, so long as MKF, its successors or assigns, leases the FJM Property, MKF, its successors or assigns, shall perform the obligations of FJM under this Section 2.

b. If any Owner (the "Defaulting Party") fails to perform any of its obligations as set forth above any other Owner (the "Curing Party") may (but shall not be required to) (i) if no emergency exists, perform the same after giving twenty (20) days' written notice to the Defaulting Party (unless within such twenty (20) day period the Defaulting Party shall commence the necessary action and thereafter continue the same with diligence), and (ii) in an emergency situation, perform the same without notice or delay. The Defaulting Party shall reimburse the Curing Party for the reasonable costs incurred to perform such obligation. Any such amount not paid within ten (10) days after demand shall bear interest from the date of demand until reimbursed at an annual interest rate equal to the lesser of four (4) percentage points in excess of the Wall Street prime rate of interest on the date of demand or the highest rate of interest which may be legally charged to such party. Any Defaulting Party who fails to pay any amounts payable under

this provision shall pay all costs and expenses incurred by the Curing Party in collecting such amounts, including without limitation, reasonable attorneys' fees and court costs.

c. Each Owner hereby grants to the other Owners non-exclusive rights of entry and non-exclusive easements over and across all parts of the Easement Area on its Property for all purposes reasonably necessary to enable the Curing Party (acting directly or through agents, contractors or subcontractors) to perform any of the obligations hereof which the Defaulting Party has failed to perform. Except for willful misconduct or gross negligence, the Curing Party shall not be liable or in any way responsible for any loss, inconvenience, annoyance or damage resulting to the Defaulting Party or anyone holding under the Defaulting Party for any action taken pursuant hereto.

4. **Remedies Cumulative**. All rights, privileges and remedies afforded any Owner hereunder shall be deemed cumulative and the exercise of any one of such remedies shall not be deemed to be a waiver of any other right, remedy or privilege provided for herein. Each Owner shall have the right to enforce any provision of this Agreement in any court of competent jurisdiction by injunction, specific performance or otherwise. In any legal or equitable proceeding for the enforcement or to restrain the violation of this Agreement or any provision herein, the prevailing party or parties shall be entitled to judgment for the reasonable attorneys' fees and court costs incurred in any such action.

5. **Binding Effect**. If an Owner sells all or any portion of its Property (which sale may be affected without the consent of any other Owner), upon such sale such Owner (and in the case of any subsequent sales, the then grantor or transferor) shall be entirely released and relieved from all liability with respect to the performance of the obligations on the part of such Owner to be performed under this Agreement which accrue from and after the date of such sale with respect to such Owner's Site or portion thereof which was sold; it being intended hereby that the covenants and obligations on the part of each Owner to be performed under this Agreement shall be binding on each Owner, its heirs, successors and assigns, or any subsequent owner of any Site, only during and in respect of their respective periods of ownership of such Site and only with respect to such Site so owned. This Agreement shall run with the land and shall be binding upon and inure to the benefit of and be enforceable by each Owner and their respective heirs, successors and assigns.

6. **Miscellaneous**. This Agreement:

a. constitutes the entire agreement between the parties hereto with respect to the subject matter hereof;

b. shall be construed and governed by the laws of the State of Missouri;

c. may not be amended except by written agreement of the parties hereto; and

d. may be executed in multiple counterparts, whether of the entire agreement or of the signature page, or both, all of which counterparts taken together shall constitute the complete Agreement.

IN WITNESS WHEREOF, the parties have executed this Access Easement as of the date first set forth above.

(Remainder of page intentionally left blank. Signature pages follow.)

[Signature page to Access Agreement for Raytown Crossing East].

RAYTOWN AUTO DEVELOPERS LLC

By:_____
David M. Block, Manager

STATE OF MISSOURI)
) ss.
COUNTY OF JACKSON)

On 3/14_____, 2018, before me appeared David M. Block, to me personally known, who, being by me duly sworn, did say that (a) he is the Manager of Raytown Auto Developers LLC, a Missouri limited liability company, and (b) the foregoing Agreement was signed in behalf of said limited liability company by him as the Manager, by authority of the Operating Agreement of Raytown Auto Developers LLC, and David M. Block acknowledged the foregoing Agreement to be the free act and deed of him, as the Manager of Raytown Auto Developers LLC, and of Raytown Auto Developers LLC and that he executed the same for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

Lisa R. Stanley
Notary Public

Lisa R. Stanley
Printed Name

My Commission Expires:
11-16-2020

LISA R. STANLEY
NOTARY PUBLIC - NOTARY SEAL
STATE OF MISSOURI
JACKSON COUNTY
MY COMMISSION EXPIRES: NOV. 16, 2020
MY COMMISSION # 12472022

[Signature page to Access Agreement for Raytown Crossing East].

MKF 2095, INC.

By:_____
Amjad Fraitekh, President

STATE OF _____)
) ss.
COUNTY OF _____)

On this _____ day of _____, 2018, before me appeared Amjad Fraitekh, to me personally known, who, being by me duly sworn did say that he is President of MKF 2095, LLC and that said instrument was signed in behalf of said corporation by authority of its board of directors, and acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

_____
Notary Public

My Commission Expires:

_____
Printed Name

_____

[Signature page to Access Agreement for Raytown Crossing East].

FREDDY'S LAND, LLC

By:_____
Randy Simon
Authorized Signatory

STATE OF _____)
) ss.
COUNTY OF _____)

On _____, 2018, before me appeared Randy Simon, to me personally known, who, being by me duly sworn, did say that (a) he is a _____ of Freddy's Land, LLC, a Kansas limited liability company, and (b) the foregoing Agreement was signed in behalf of said limited liability company by him by authority of the Operating Agreement of Freddy's Land, LLC, and acknowledged the foregoing Agreement to be the free act and deed of him, as a _____ of Freddy's Land, LLC, and of Freddy's Land, LLC and that he executed the same for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

_____
Notary Public

My Commission Expires:

_____
Printed Name

_____

[Signature page to Access Agreement for Raytown Crossing East].

TW MACON, LLC

By:_____
Scott Blackstock
Owner, Manager

STATE OF _____)
) ss.
COUNTY OF _____)

On _____, 2018, before me appeared Scott Blackstock, to me personally known, who, being by me duly sworn, did say that (a) he is the Owner, Manager of TW Macon, LLC, a Georgia limited liability company, and (b) the foregoing Agreement was signed in behalf of said limited liability company by him as the Owner, Manager, by authority of the Operating Agreement of TW Macon, LLC, and Scott Blackstock acknowledged the foregoing Agreement to be the free act and deed of him, as the Owner, Manager of TW Macon, LLC, and of TW Macon, LLC and that he executed the same for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

_____
Notary Public

My Commission Expires:
_____

_____
Printed Name

[Signature page to Access Agreement for Raytown Crossing East].

FJM DISTRIBUTING COMPANY LIMITED PARTNERSHIP, by its partners: Toledo Trust; Zanesville Trust; Cincinnati Trust; St. Louis Trust; Kansas Trust; Bowling Green Trust; and Jeffrey Family Trust

By: _____
Jeffrey Kreinberg, *not individually, but solely as sole trustee of each of the foregoing trusts*

STATE OF Missouri)
) ss.
COUNTY OF Saint Charles)

The foregoing instrument was acknowledged before me this 26 day of February, 2018, by Jeffrey Kreinberg as the sole trustee of: Toledo Trust; Zanesville Trust; Cincinnati Trust; St. Louis Trust; Kansas Trust; Bowling Green Trust; and Jeffrey Family Trust, the partners of FJM Distributing Company Limited Partnership, an Illinois limited partnership.

_____
Notary Public

Logan Hepburn
Print Name

My Commission Expires:
01/11/2020

LOGAN HEPBURN
Notary Public - Notary Seal
State of Missouri
Commissioned for St. Charles County
My Commission Expires: Jan. 11, 2020
15635383

Exhibit A
to
ACCESS AGREEMENT

The TW Property

Tract 1
All that part of Lot 5, SUBDIVISION OF T.W. GREENE HOMESTEAD, a subdivision of land in Raytown, Jackson County, Missouri, as shown on the recorded plat thereof on file and of record in the Office of the Recorder of Deeds at Independence, described as follows: Beginning at a point on the Easterly right–of–way line of Raytown Road, as now established, said point also being 10.00 feet North of the North right–of–way of 75th Street, as now established; thence Northeasterly, a distance of 47.93 feet to a point 60.00 feet East of the West line of said Section and 79.00 feet North of the South line of said Section; thence East and parallel with the South line of said Section, a distance of 100.00 feet to a point 79.00 feet North of the South line of said Section; thence Northeasterly, a distance of 82.92 feet, more or less, to a point on the Southwesterly right–of–way line of Highway 350 (formerly Highway No. 50), as now established; thence Southeasterly and at right angles to the last described course and along said Southwesterly right–of–way line of Highway No. 350, a distance of 178.76 feet to the point of intersection of the North right-of-way line of said 75th Street with the Southwesterly right–of–way line of Highway No. 350; thence West and along said North right–of–way line, a distance of 308.28 feet to a point of intersection with the Easterly right–of–way line of said Raytown Road; thence North along said Easterly right–of–way line of Raytown Road, a distance of 10.00 feet to the point of beginning.

LESS AND EXCEPT all that part thereof platted as Lot 2 and Tracts A and B, RAYTOWN CROSSING EAST – SECOND PLAT.

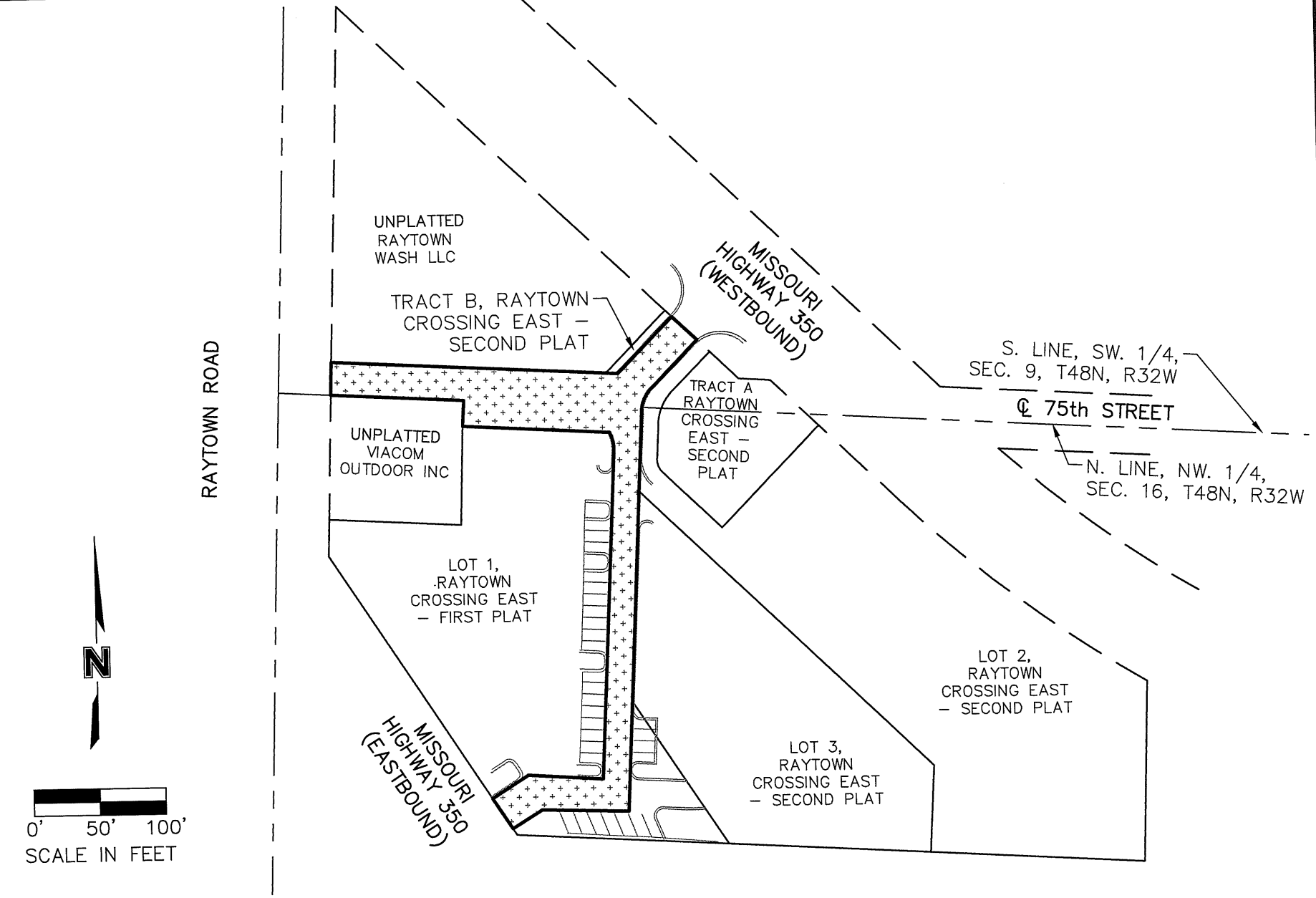
Tract 2
All that part of Lot 5, SUBDIVISION OF T.W. GREENE HOMESTEAD, a subdivision of land in Raytown, Jackson County, Missouri, as shown on the recorded plat thereof on file and of record in the Office of the Recorder of Deeds at Independence, described as follows: Beginning at a point on the Easterly right–of–way line of Raytown Road, as now established, said point also being 10.00 feet North of the North right–of–way of 75th Street, as now established; thence Northeasterly, a distance of 47.93 feet to a point 60.00 feet East of the West line of said Section and 79.00 feet North of the South line of said Section; thence East and parallel with the South line of said Section, a distance of 100.00 feet to a point 79.00 feet North of the South line of said Section; thence Northeasterly, a distance of 82.92 feet, more or less, to a point on the Southwesterly right–of–way of Highway 350 (formerly Highway No. 50), as now established; thence Northwesterly and at right angles to the last described course and along said Southwesterly right-of-way line of Highway No. 350, a distance of 236.62 feet to the point of intersection of said Easterly right-of-way of Raytown Road with said Southwesterly right-of-way line of Highway No. 350; thence South along said Easterly right-of-way of Raytown Road, a distance of 271.43 feet to the point of beginning.

Tract 3
Tract B, RAYTOWN CROSSING EAST – SECOND PLAT.

Exhibit B
to
ACCESS AGREEMENT

The Development Area

The property generally depicted on the site plan attached hereto.



DWG: F:\2017\2501-3000\017-2609\40-Design\Survey\SRVY\Sheets\Easements\Access Easement\Exhibit\Alternative Exhibit\017-2609 Alternative AE Exhibit Raytown Crossing East 1st & 2nd Plat.dwg USER: nwilloughby
DATE: Jan 12, 2018 1:34pm XREFS:

PROJECT NO: 017-2609	ACCESS EASEMENT / 75TH STREET VACATION EXHIBIT	OLSSON ASSOCIATES	EXHIBIT
DRAWN BY: NRW	RAYTOWN CROSSING EAST - FIRST & SECOND PLAT	1301 Burlington Suite 100 North Kansas, MO 64116 TEL 816.587.4320 FAX 816.587.1393	1
DATE: 01/12/2018	SW 1/4 SEC 9, NW 1/4 SEC. 16, T48N, R32W		

Exhibit C-1
to
ACCESS AGREEMENT

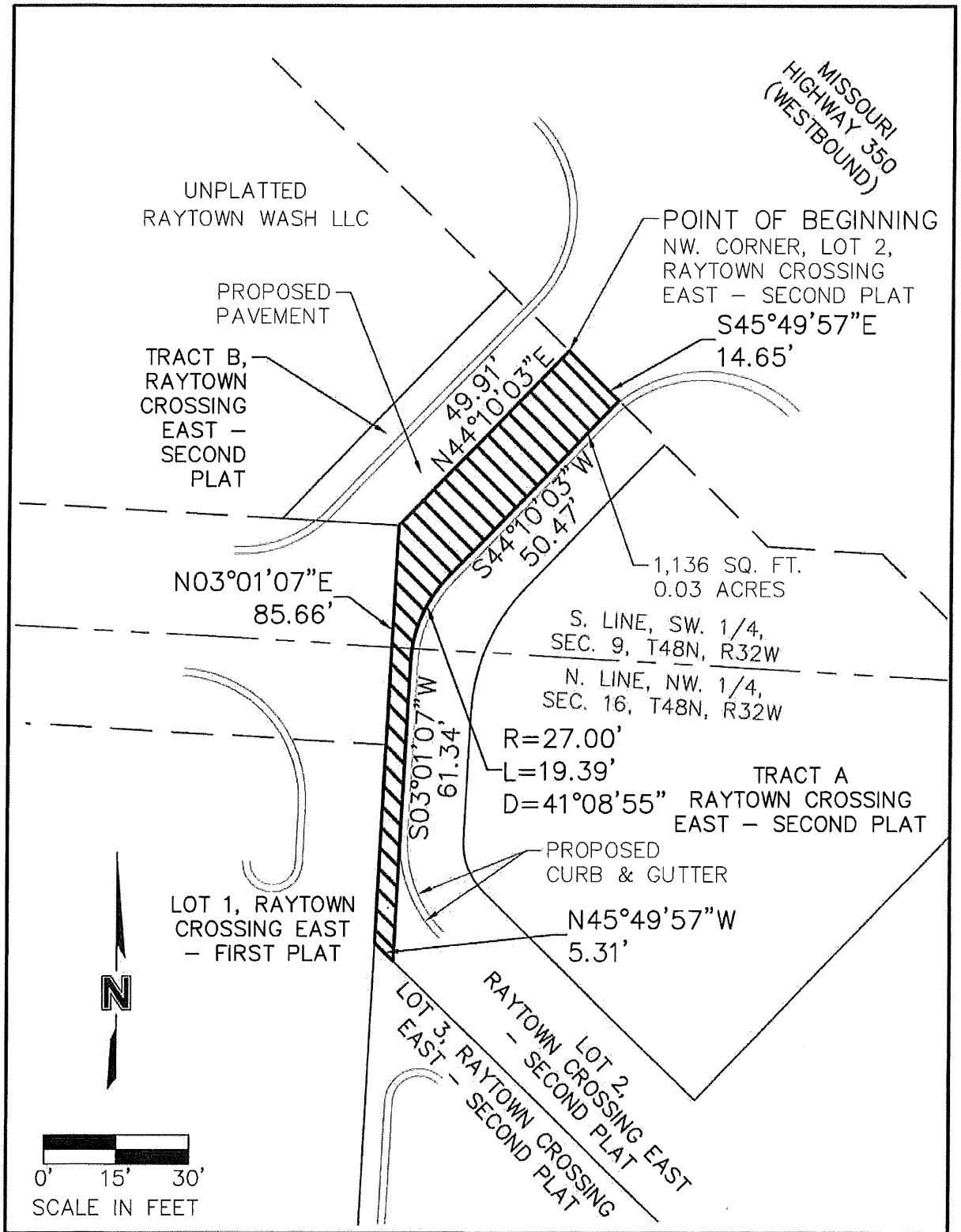
Legal description of the Easement Area on the Freddy's Property

Part of Lot 2, RAYTOWN CROSSING EAST - SECOND PLAT, a subdivision of land in the Southwest Quarter of Section 9 and Northwest Quarter of Section 16, Township 48 North, Range 32 West of the 5th Principal Meridian in Raytown, Jackson County, Missouri being bounded and described as follows: Beginning at the Northwest corner of said Lot 2; thence South 45°49'57" East, along the North line of said Lot 2, 14.65 feet; thence South 44°10'03" West, 50.47 feet; thence Southwesterly, along a curve to the left, being tangent to the last described course with a radius of 27.00 feet, a central angle of 41°08'55" and an arc distance of 19.39 feet; thence South 03°01'07" West, 61.34 feet to a point on the West line of said Lot 2; thence North 45°49'57" West, along said West line, 5.31 feet; thence North 03°01'07" East, continuing along said West line, 85.66 feet; thence North 44°10'03" East, continuing along said West line, 49.91 feet to the Point of Beginning.

Exhibit C-2
to
ACCESS AGREEMENT

Depiction of the Easement Area on the Freddy's Property

The plat of survey attached hereto.



PROJECT NO: 017-2609	ACCESS EASEMENT	OLSSON ASSOCIATES 1301 Burlington Street North Kansas City, MO 64116 TEL 816.587.4320 FAX 816.587.1393	EXHIBIT
DRAWN BY: NRW			1
DATE: 10/11/2017			

Exhibit D-1
to
ACCESS AGREEMENT

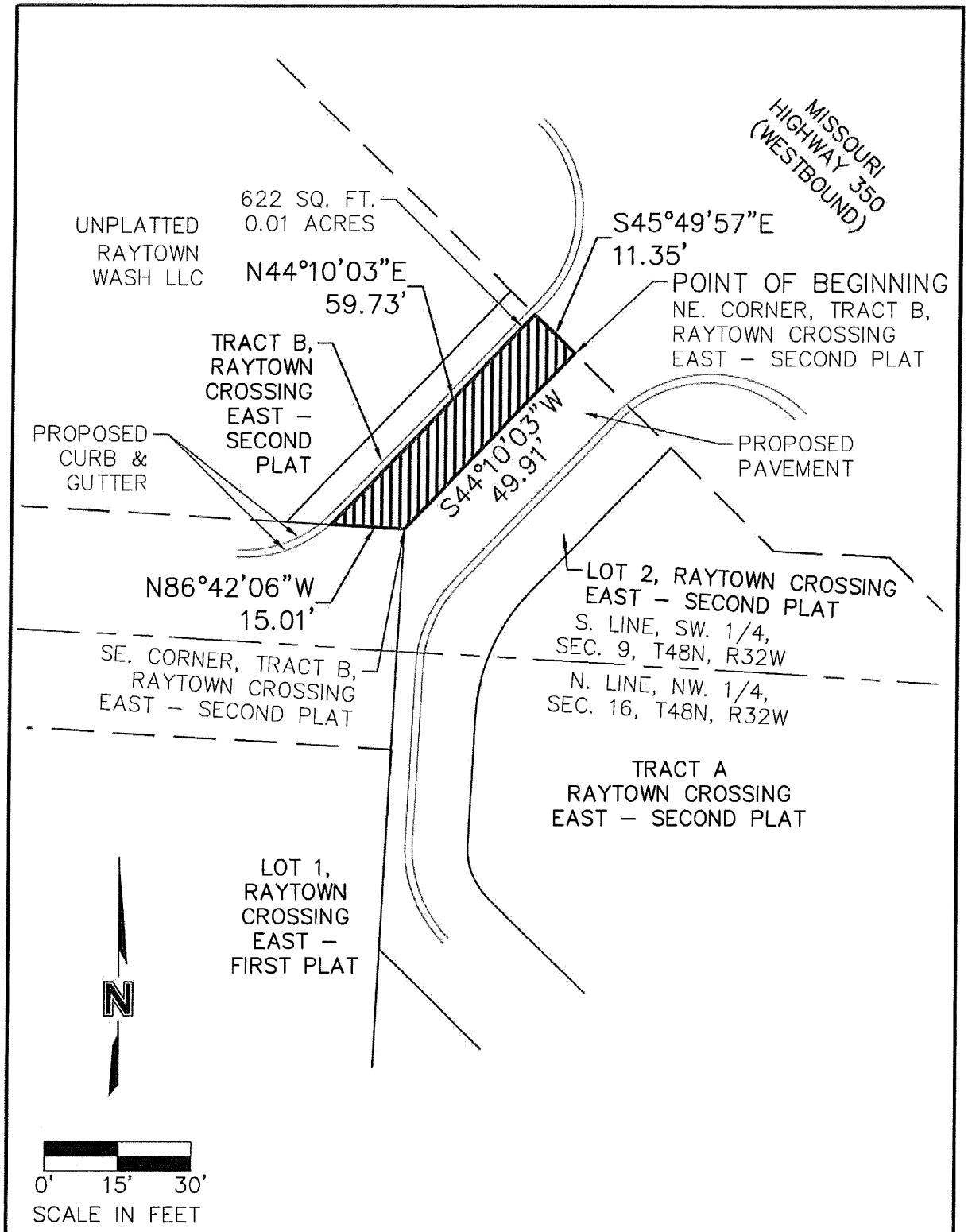
Legal description of the Easement Area on the TW Property

Part of Tract B, RAYTOWN CROSSING EAST - SECOND PLAT, a subdivision of land in the Southwest Quarter of Section 9 and the Northwest Quarter of Section 16, Township 48 North, Range 32 West of the 5th Principal Meridian in Raytown, Jackson County, Missouri being bounded and described as follows: Beginning at the Northeast corner of said Tract B; thence South 44°10'03" West, along the East line of said Tract B, 49.91 feet to the Southeast corner of said Tract B; thence North 86°42'06" West, along the South line of said Tract B, 15.01 feet; thence North 44°10'03" East, 59.73 feet to a point on the North line of said Tract B; thence South 45°49'57" East, along said North line, 11.35 feet to the Point of Beginning.

Exhibit D-2
to
ACCESS AGREEMENT

Depiction of the Easement Area on the TW Property

The plat of survey attached hereto.



PROJECT NO: 017-2609	ACCESS EASEMENT	OLSSON ASSOCIATES 1301 Burlington Street North Kansas City, MO 64116 TEL 816.587.4320 FAX 816.587.1393	EXHIBIT
DRAWN BY: NRW			1
DATE: 10/10/2017			

Exhibit E-1
to
ACCESS AGREEMENT

Legal description of the Easement Area on the TW Property

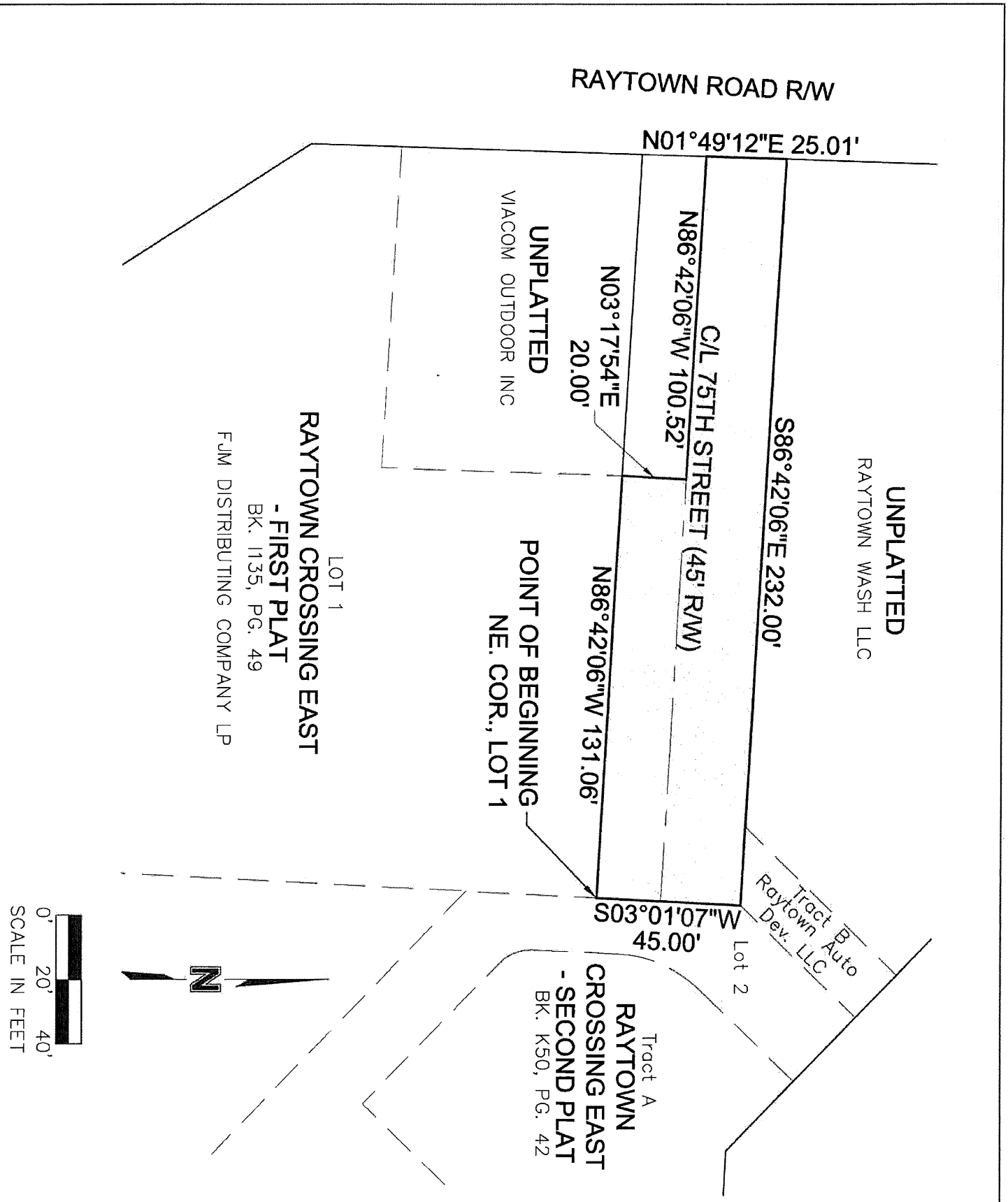
A tract of land in the Southwest Quarter of Section 9 and the Northwest Quarter of Section 16, Township 48 North, Range 32 West of the 5th Principal Meridian in Raytown, Jackson County, Missouri, being bounded and described as follows: Beginning at the Northeast Corner of Lot 1, RAYTOWN CROSSING EAST – FIRST PLAT, a subdivision in Raytown, Jackson County, Missouri; thence North 86°42'06" West, along the North line of said Lot 1, 131.06 feet; thence North 03°17'54" East, 20.00 feet to a point on the North line of said Northwest Quarter; thence North 86°42'06" West, along said North line, 100.52 feet to a point on the East right-of-way line of Raytown Road, as now established; thence North 01°49'12" East, along said East right-of-way line, 25.01 feet; thence South 86°42'06" East, 232.00 feet to a point on the West line of Lot 2, RAYTOWN CROSSING EAST – SECOND PLAT, a subdivision in said Raytown, Jackson County, Missouri; thence South 03°01'07" West, along said West line, 45.00 feet to the Point of Beginning.

Exhibit E-2
to
ACCESS AGREEMENT

Depiction of the Easement Area on the TW Property

The plat of survey attached hereto.

DWG: T:\2017\2609\3000\017-2609\40-Design\Survey\SRVY\Sheets\RW Vacation\72609_RW VAC EXH 011162018.dwg USER: rhillsdaghby
DATE: Jan 16, 2018 11:12am



R/W VACATION EXHIBIT
75TH STREET

RAYTOWN CROSSING EAST

RAYTOWN, JACKSON COUNTY, MISSOURI | 01/16/2018

OLSSON ASSOCIATES

drawn by: NRW
surveyed by: RH
checked by: JSR
approved by: JSR
project no.: 017-2609
file name: 72609_RW VAC 01.16.2018

SHEET 1

Exhibit F-1
to
ACCESS AGREEMENT

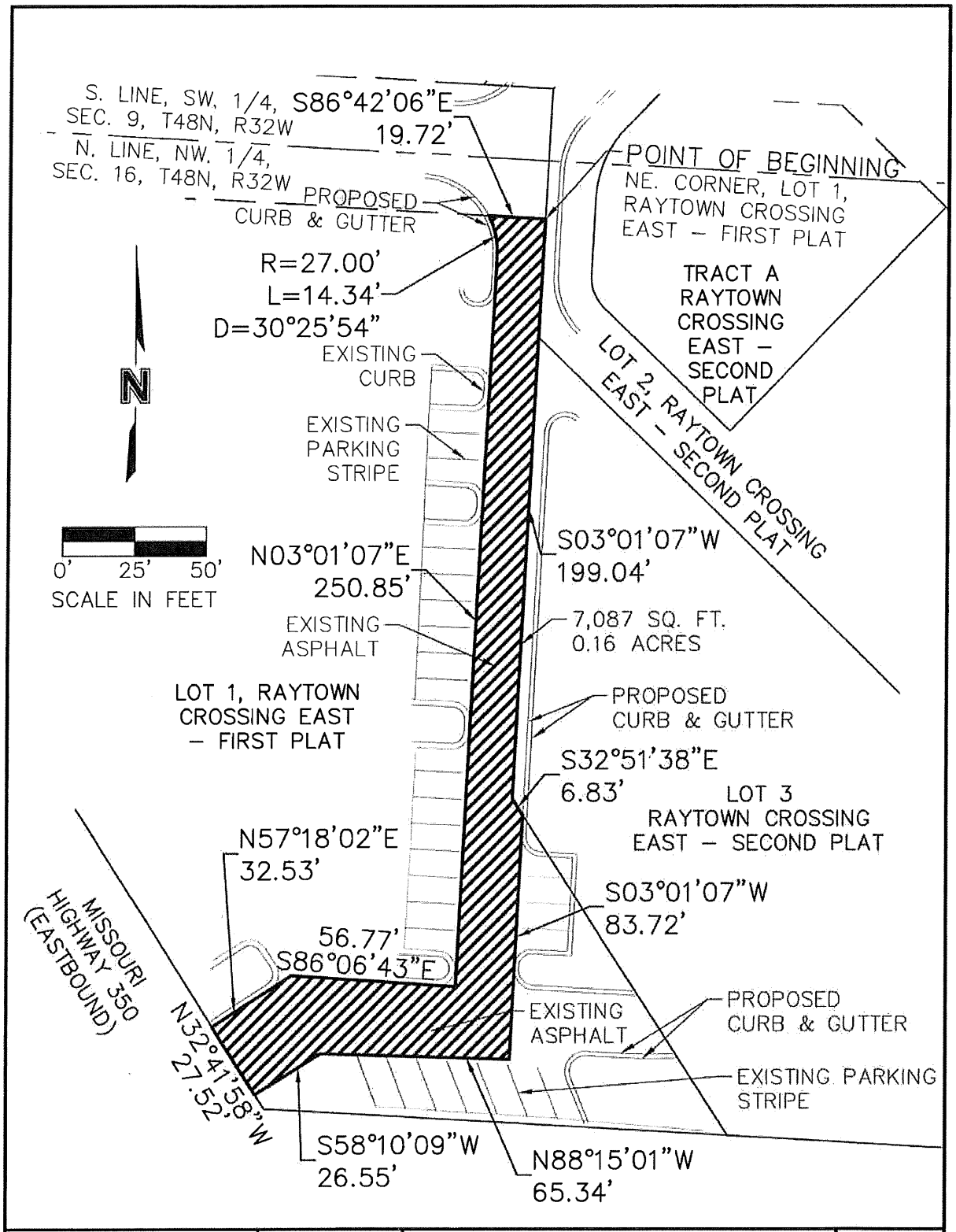
Legal description of the Easement Area on the FJM Property

Part of Lot 1, RAYTOWN CROSSING EAST - FIRST PLAT, a subdivision of land in the Northwest Quarter of Section 16, Township 48 North, Range 32 West of the 5th Principal Meridian in Raytown, Jackson County, Missouri being bounded and described as follows: Beginning at the Northeast corner of said Lot 1; thence South 03°01'07" West, along the East line of said Lot 1, 199.04 feet; thence South 32°51'38" East, continuing along said East line, 6.83 feet; thence South 03°01'07" West, 83.72 feet; thence North 88°15'01" West, 65.34 feet; thence South 58°10'09" West, 26.55 feet to a point on the West line of said Lot 1; thence North 32°41'58" West, along said West line, 27.52 feet; thence North 57°18'02" East, 32.53 feet; thence South 86°06'43" East, 56.77 feet; thence North 03°01'07" East, 250.85 feet; thence Northerly, along a curve to the left, being tangent to the last described course with a radius of 27.00 feet, a central angle of 30°25'54" and an arc distance of 14.34 feet to a point on the North line of said Lot 1; thence South 86°42'06" East, along said North line, 19.72 feet to the Point of Beginning.

Exhibit F-2
to
ACCESS AGREEMENT

Depiction of the Easement Area on the FJM Property

The plat of survey attached hereto.



PROJECT NO: 017-2609	ACCESS EASEMENT	OLSSON ASSOCIATES	1301 Burlington Street North Kansas City, MO 64116 TEL 816.587.4320 FAX 816.587.1393	EXHIBIT
DRAWN BY: NRW				1
DATE: 10/11/2017				

Exhibit G-1
to
ACCESS AGREEMENT

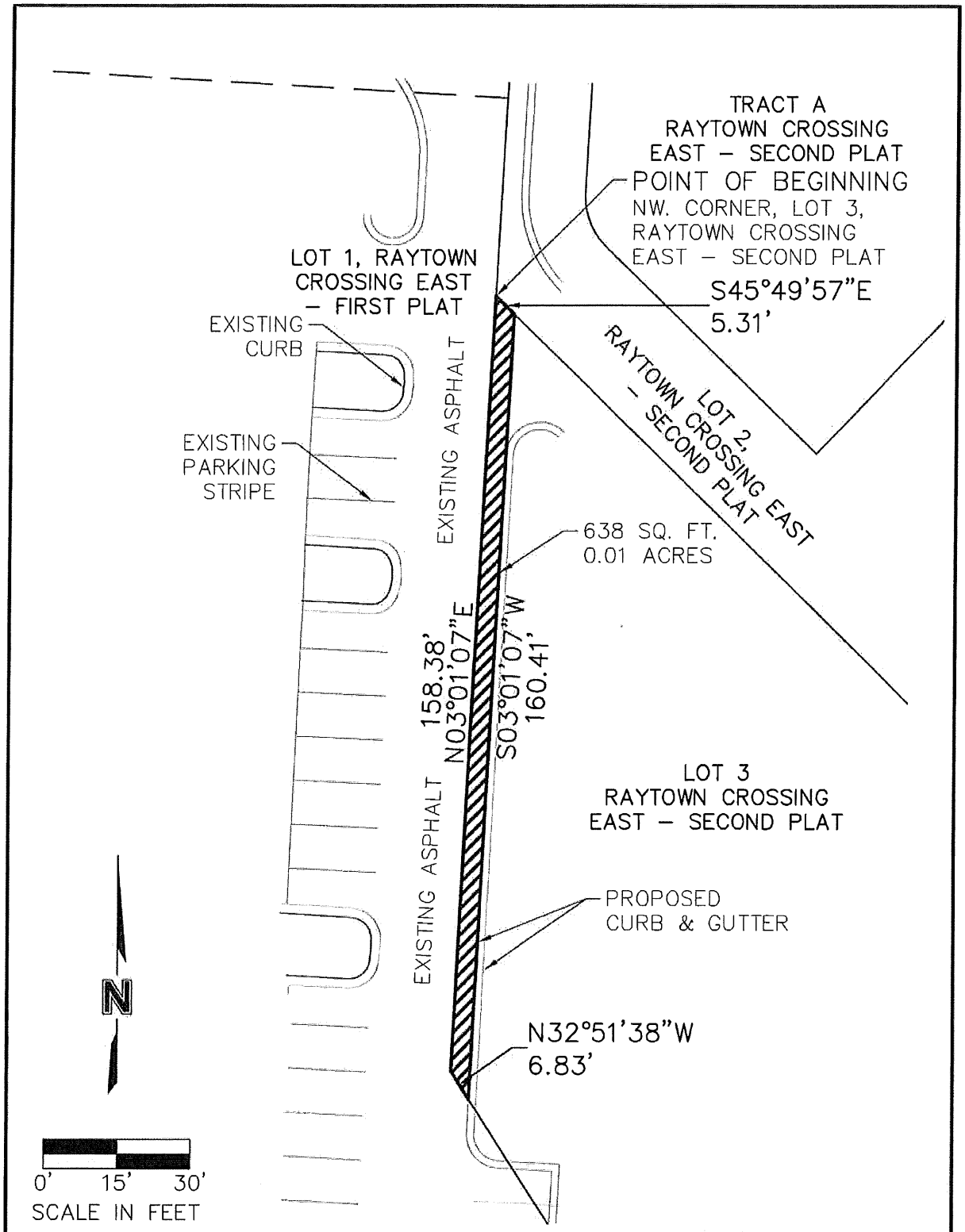
Legal description of the Easement Area on the Auto Property

Part of Lot 3, RAYTOWN CROSSING EAST - SECOND PLAT, a subdivision of land in the Southwest Quarter of Section 9 and the Northwest Quarter of Section 16, Township 48 North, Range 32 West of the 5th Principal Meridian in Raytown, Jackson County, Missouri being bounded and described as follows: Beginning at the Northwest corner of said Lot 3; thence South 45°49'57" East, along the North line of said Lot 3, 5.31 feet; thence South 03°01'07" West, 160.41 feet to a point on the West line of said Lot 3; thence North 32°51'38" West, along said West line, 6.83 feet; thence North 03°01'07" East, continuing along said West line, 158.38 feet to the Point of Beginning.

Exhibit G-2
to
ACCESS AGREEMENT

Depiction of the Easement Area on the Auto Property

The plat of survey attached hereto.



PROJECT NO: 017-2609	ACCESS EASEMENT	OLSSON ASSOCIATES 1301 Burlington Street North Kansas City, MO 64116 TEL 816.587.4320 FAX 816.587.1393	EXHIBIT
DRAWN BY: NRW			1
DATE: 10/11/2017			

ACCESS EASEMENT

STATE OF MISSOURI)
) ss
COUNTY OF JACKSON)

WITNESSETH this Access Easement dated March 14, 2018:

For and in consideration of the conveyance of fee title in and to the Easement Area hereinafter described, Raytown Wash LLC, a Missouri limited liability company referred to herein as "**Grantor**," does by these presents grant, sell, bargain, and convey unto OUTFRONT Media LLC (as successor-in-interest to Viacom Outdoor Inc.), a Delaware limited liability company whose address is 2459 Summit, Kansas City, Missouri 64108, as **"Grantee"**, its tenants, customers, agents, invitees, employees, licensees, successors and assigns for the benefit of and as an easements appurtenant to the property legally described in Exhibit A hereto (the "Viacom Property"), a perpetual nonexclusive easement, over and across the portion of vacated 75th Street legally described in Exhibit B-1 hereto and depicted in Exhibit B-2 hereto (the "Easement Area") for vehicular and pedestrian ingress and egress to and from the Viacom Property. During the term hereof, Grantee, at Grantee's sole discretion, shall have the right , to relocate or reconfigure the access granted herein to Grantee's real property, along or at any point or portion of the Easement Area. Such relocation or reconfiguration shall be made at Grantee's sole cost and expense. In the event that any part of the Grantee' Property is acquired or sought to be acquired by or for the benefit of any entity having or delegated the power of eminent domain, affecting its access to the Viacom Property, the relocation costs shall be borne at the acquiring entities sole cost and expense.

Grantor shall keep the Easement Area in good order, condition and repair, and maintain the Easement Area to the City of Raytown's Public Works Department standards for city streets, which such maintenance shall include but not be limited to, the general maintenance of, patching of, filling of potholes, and the resurfacing and replacement of said Easement Area, and reasonably keeping the Easement Area mowed, free of snow, ice and debris. Grantee, its successors and assigns, shall have no current or future responsibility or obligation to perform these or any other duties regarding maintenance of the Easement Area. If Grantor fails to perform any of its obligations as set forth above Grantee may (but shall not be required to) (1) if no emergency exists, perform the same after giving twenty (20) days' notice to Grantor (unless within such twenty (20) day period Grantor shall commence the necessary action and thereafter continue the same with diligence), and (2) in an emergency situation, perform the same without notice or delay. Grantor shall reimburse Grantee for the reasonable costs, including professional

and attorney fees, incurred to perform such obligation. Any such amount not paid within ten (10) days after demand shall bear interest from the date of demand until reimbursed at an annual interest rate equal to the lesser of two (2) percentage points in excess of the Wall Street prime rate of interest on the date of demand or the highest rate of interest which may be legally charged to such party. If Grantor fails to pay any amounts payable under this provision, Grantor shall pay all costs and expenses incurred by Grantee in collecting such amounts, including without limitation, reasonable attorneys' fees and court costs.

If Grantor conveys all or any portion of the Easement Area (which sale may be affected without the consent of Grantee), Grantor (and in the case of any subsequent conveyance, the then grantor or transferor) shall be entirely released and relieved from all liability with respect to the performance of the obligations on the part of such owner to be performed under this Access Easement which accrue from and after the date of such sale with respect to the easement Area or portion thereof which was sold; it being intended hereby that the covenants and obligations on the part of Grantor to be performed under this Access Easement shall be binding on each owner, its heirs, successors and assigns, or any subsequent owner of the Easement Area, only during and in respect of their respective periods of ownership thereof. Although owners of the Easement Area shall be released as hereinabove provided, this Access Easement shall run with the land and shall be binding upon each owner of the Easement Area and inure to the benefit of and be enforceable by Grantee and its successors and assigns.

The parties hereto acknowledge and agree that the Easement Area is included within that portion of 75th Street that has been vacated by the City of Raytown, Missouri (the "Vacation"). The parties hereto further acknowledge and agree that the Grantee shall have no obligation for any condition, agreement and/or stipulation required by the City of Raytown, Missouri (or any other applicable governmental entity) in connection with the Vacation, and that the Grantor shall be responsible for all such conditions, agreements or stipulations, if any.

IN WITNESS WHEREOF, this Access Easement is duly executed as of the date first set forth above.

_____

By: David M Block, Manager

STATE OF Missouri)
) ss.
COUNTY OF Jackson)

On 3/15, 2018, before me appeared David M. Block, to me personally known, who, being by me duly sworn, did say that (a) he is the Manager of Raytown Wash LLC, a Missouri limited liability company, and (b) the foregoing Access Easement was signed in behalf of said limited liability company by him as such Manager, by authority of the Operating Agreement of Raytown Wash, LLC, and Manager acknowledged the foregoing Access Easement to be the free act and deed of him, as Manager of Raytown Wash, LLC and of _____ and that he executed the same for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

Lisa R. Stanley
Notary Public

Lisa R. Stanley
Printed Name

My Commission Expires:
11-16-2020

LISA R. STANLEY
NOTARY PUBLIC - NOTARY SEAL
STATE OF MISSOURI
JACKSON COUNTY
MY COMMISSION EXPIRES: NOV. 16, 2020
MY COMMISSION # 12402622

Exhibit A

Legal Description of Viacom Property

A tract of land in the Northwest Quarter of Section 16, Township 48 North, Range 32 West of the 5th Principal Meridian in Raytown, Jackson County, Missouri, being bounded and described as follows: Beginning at the Northeast Corner of Lot 1, RAYTOWN CROSSING EAST - FIRST PLAT, a subdivision in Raytown, Jackson County, Missouri; thence North 86°42'06" West, along the North line of said Lot 1, 131.06; thence South 01°53′15″ West, along said North line, 75.00 feet; thence North 86°42′06″ West along said North line to a point on the East right-of-way line of Raytown Road, as now established; thence North 01°53′15″ East, along said East right-of-way line, 75.00 feet; thence South 86°42′06″ East, 100.00 feet to the Point of Beginning.

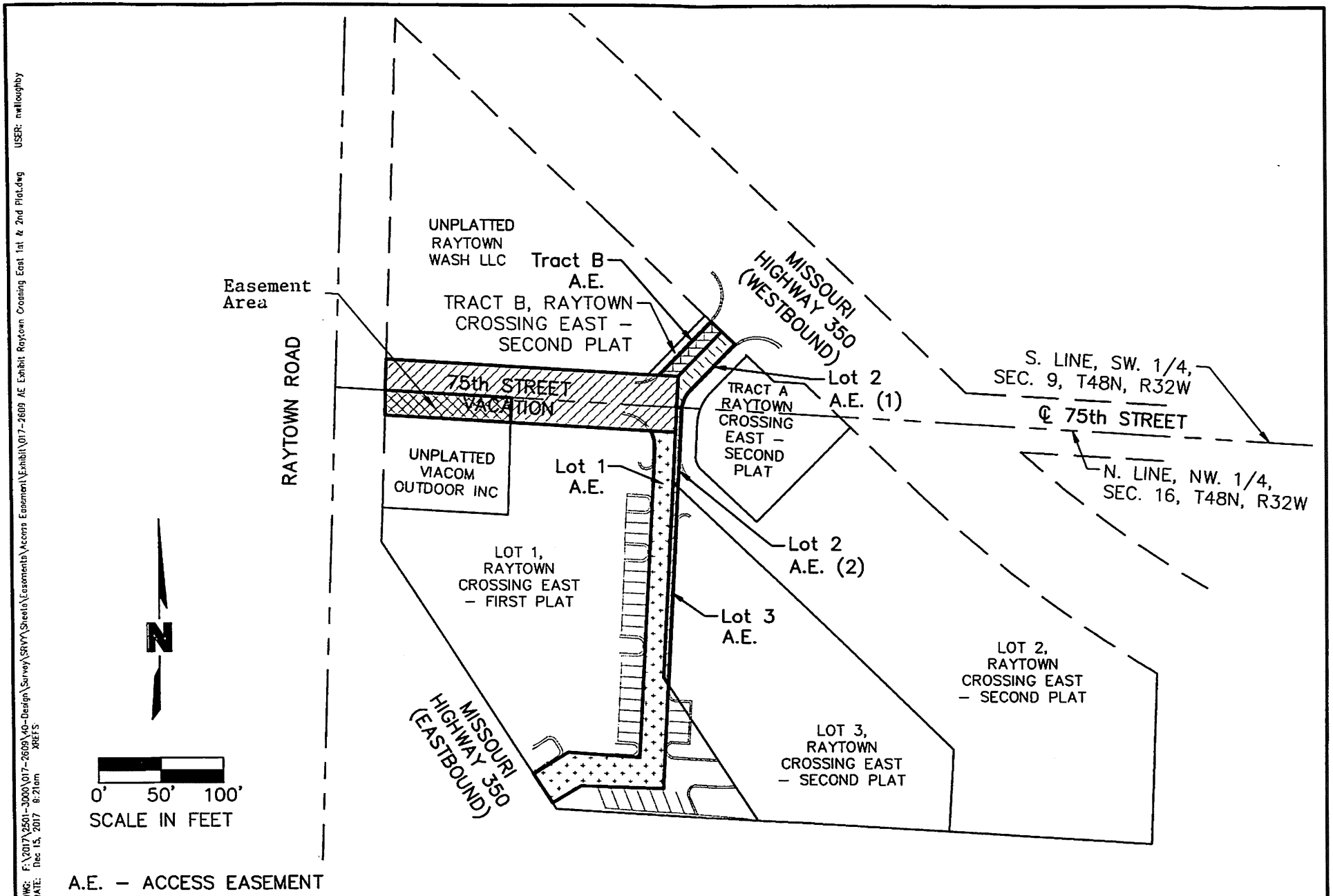
Exhibit B-1

Legal Description of Easement Area

A tract of land in the Northwest Quarter of Section 16, Township 48 North, Range 32 West of the 5th Principal Meridian in Raytown, Jackson County, Missouri, being bounded and described as follows: Commencing at the Northeast Corner of Lot 1, RAYTOWN CROSSING EAST - FIRST PLAT, a subdivision in Raytown, Jackson County, Missouri; thence North 86°42'06" West, along the North line of said Lot 1, 131.06 feet to the Point of Beginning; thence continuing North 86°42′06″ West, 100.00 feet to a point on the East right-of-way line of Raytown Road, as now established; thence North 01°49′12″ East, along said East right-of-way line, 20.01 feet to a point on the North line of said Northwest Quarter; thence South 86°42′06″ East, along said North line, 100.52 feet; thence South 03°17′54″ West, 20.00 feet to the Point of Beginning.

Exhibit B-2

Depiction of Easement Area attached hereto



A.E. – ACCESS EASEMENT

DWG: F:\2017\2501-3000\017-2609\40-Design\Survey\SRVY\Sheets\Easements\Access Easement\Exhibit\017-2609 AE Exhibit Raytown Crossing East 1st & 2nd Plat.dwg USER: nwilloughby
DATE: Dec 15, 2017 8:21am XREFS:

PROJECT NO: 017-2609	ACCESS EASEMENT / 75TH STREET VACATION EXHIBIT	OLSSON ASSOCIATES 1301 Burlington Suite 100 North Kansas, MO 64116 TEL 816.587.4320 FAX 816.587.1393	EXHIBIT
DRAWN BY: NRW	RAYTOWN CROSSING EAST - FIRST & SECOND PLAT		B-2
DATE: 12/15/2017	SW 1/4 SEC 9, NW 1/4 SEC. 16, T48N, R32W		

Staff Report

Community Development
Planning and Development Services

PZ 2017-015

To: City of Raytown Planning and Zoning Commission

From: Michael Swan, Planning and Zoning Coordinator

Date: January 4, 2018

Re: Application for Right-of-Way Vacation

Agenda Item: 5A

STREET VACATION APPLICATION SUMMARY

Applicant: Raytown Wash LLC

Project Contact: Mitch DiCarlo

Property Location: 75th St., east of Raytown Road

Request: To vacate a portion of 75th Street from Raytown Road on the west and Lot 2, Raytown Crossing East – 1st Plat on the east.

SITE DATA

Legal Description: A tract of land in the Southwest Quarter of Section 9 and the Northwest Quarter of Section 16, Township 48 North, Range 32 West of the 5th Principal Meridian in Raytown, Jackson County, Missouri being bounded and described as follows: Beginning at the Northeast Corner of Lot 1, RAYTOWN CROSSING EAST – FIRST PLAT, a subdivision in Raytown, Jackson County, Missouri; thence North 86°42'06" West, along the North line of said Lot 1 and its Westerly prolongation, 231.06 feet to a point on the East right-of-way line of Raytown Road, as now established; thence North 01°49'12" East, along said East right-of-way-line, 45.01 feet; thence South 86°42'06" East, 232.00 feet to a point on the West line of Lot 2, RAYTOWN CROSSING EAST – SECOND PLAT, a subdivision in Raytown, Jackson County, Missouri; thence South 03°01'07" West, along said West line, 45.00 feet to the Point of Beginning. Containing 10,419 square feet or 0.24 acres, more or less.

Surrounding Zoning	Highway Commercial (HC)
Surrounding Overlay	Highway 350 Design Corridor
Surrounding Land Use	Commercial/Retail
Designated Future Land Use	Commercial
Ward(s)	Ward 2 (North) / Ward 4 (South)
Approximate Land Area	10,419 square feet
Roadway Classification	Collector

Staff Report

Community Development
Planning and Development Services

Figure 1 - Right-of-Way to be vacated with Property Lines

Figure 2 - Right-of-Way to be vacated with recent development

BACKGROUND

SITE DESCRIPTION AND PRESENT USE

The portion of 75th Street to be vacated is located east of Raytown Road and extends approximately 232 feet to the east. The portion of 75th Street to be vacated is used to access commercial properties to the south and to access westbound MO-350.

SURROUNDING PROPERTIES AND NEIGHBORHOOD

The right-of-way proposed to be vacated is surrounded by commercial businesses. The vacant parcel to the north is proposed to be redeveloped as an automatic carwash whose primary access point will be located on this portion of right-of-way proposed to be vacated.

HISTORY

In 2005, the City of Raytown entered into a development agreement with Raytown 350 INV Group as part of the TIF agreement. Raytown 350 INV Group is the Master Developer of this TIF district.

Throughout 2006, MODOT and the City of Raytown participated in the creation of the 350 Highway/ Blue Parkway Corridor Plan, a long-term land use and transportation plan for the redevelopment of the corridor. One of the long-term goals is to vacate 75th St. right-of-way (between both directions of traffic on Missouri Highway 350) once the surrounding properties are redeveloped.

In December 2015, the request by Block & Co. on behalf of Raytown Auto Developers, LLC. to vacate a 130-foot section of 75th Street just east of the proposed site location was approved by the Board of Aldermen. The former Raytown Dodge dealership was redeveloped and a new driveway has since been constructed to provide access to the Freddy's & IHOP. Vacating this portion of 75th Street will complete the process of making all of 75th Street (from Raytown Road to westbound MO-350) a private drive.

In October 2017, a conditional use permit (CUP) was granted to Tidal Wave Auto Spa to allow for the construction of a car wash. One of the conditions placed on the CUP is "that an application be submitted to the City to vacate East 75th Street with public notice issued and a public hearing required..."

Therefore, this application to vacate the remaining right-of-way on 75th Street was submitted by Mitch DiCarlo (Block & Co.) on behalf of Raytown Wash LLC.

PUBLIC COMMENTS

The public notice was published in *The Daily Record* on December 12, 2017. Public notice letters were sent to all adjacent property owners by the applicant with a postmark date of November 30, 2017. To date, the Community Development Department has not received any phone calls or written comment regarding this application.

ANALYSIS

PROJECT DESCRIPTION
Mitch DiCarlo (Block & Co.), on behalf of Raytown Wash LLC, is proposing to vacate right-of-way on 75th St. The vacation has been requested because the property owner is in the process of building a new automatic auto spa on the adjacent parcel located at 10001 E. MO-350. The area to be vacated is approximately 232 ft. by 45 ft.

DEVELOPMENT PLAN
The area was occupied by a former Dodge dealership until 2009. Starting in 2011, the parcels to the south began to be redeveloped as multi-phase development known as Raytown Crossing. Currently, there is an IHOP restaurant and Freddy's fast food restaurant. Both of which will be parties, as well as additional adjacent property owners, to a cross-access easement for the vacated right-of-way. The redevelopment of the parcel to the north is the catalyst for this right-of-way vacation request which is proposed to be redeveloped as an automatic car wash. This parcel and the vacated right-of-way are in the process of being platted; the access agreement will be a condition of said plat. Additionally, a maintenance agreement for the private drive will need to established and referenced on the forthcoming plat.

VACATION
The applicant is requesting to vacate the 232 feet of public right-of-way known as 75th Street which is bounded by Raytown Road on the west side and Lot 2, Raytown Crossing East – 1st Plat. If this vacation is granted, all public right-of-way between Raytown Road and westbound MO-350 will be vacated and 75th Street will function as a private drive.

UTILITY PROVIDERS
In regards to utilities, Kansas City Power and Light (KCP&L), KC Water, Public Water Supply District #2, and Spire (formerly MGE) have all waived objections subject to retaining their utility easements and protection of existing facilities.

AT&T will waive objections subject to cables on both sides of 75th Street being relocated at the applicant's expense.

Staff believes it is in the city's best interest to retain the vacated 75th Street right-of-way as a utility easement for all public utilities. By dedicating the entire vacated right-of-way as a utility easement, the private drive will retain its function as a utility corridor for current and future public utilities. Additionally, this was a condition placed on the Conditional Use Permit that was approved by the Board of Alderman on November 7, 2017.

AFFECTED PROPERTY OWNERS
Pursuant to RSMO 71.260, written consent to vacate has been received by 2/3 of adjacent property owners. Notices for Consent to Vacate have been provided by the following adjacent property owners: FJM Distributing Company LP, Raytown Wash LLC, and Raytown Auto Developers LLC.

RECOMMENDATION

Staff recommends approval of Case No. PZ 2017-015, Request to Vacate Right of Way – 75th St., subject to the following conditions:

1. The applicant shall relocate all AT&T fiber-optic cables on both sides of 75th Street.

2. The ordinance approving the vacation shall contain a clause that provides access to all adjacent properties.

3. The ordinance approving the vacation shall include a clause retaining vacated 75th Street as a utility easement for all public utilities as required per Condition #2 on City Ordinance No. 5583-17 (Conditional Use Permit for Tidal Wave Car Wash).

4. The ordinance approving the vacation shall include a clause regarding maintenance of vacated 75th Street as a private drive.

5. All of former 75th Street right-of-way shall be included in the plat as required per Condition #9 on City Ordinance No. 5583-17 (Conditional Use Permit for Tidal Wave Car Wash).

Community Development Department
10000 E 59th Street
Raytown, MO 64133-3993
Phone: 816-737-6173 Fax: 816-737-6164
Email: Chucke@raytown.mo.us

APPLICATION FOR RIGHT-OF-WAY VACATION

FOR OFFICE USE ONLY		
	Case Number: 2017-015	Date Received 11/06/2017
	Staff Planner: [illegible]	P&Z Date: 01/04/2018
	BOA 1st Date: 01/16/2018	BOA 2nd Date: 02/06/2018

APPLICANT/OWNER INFORMATION

Applicant Name: Mitch DiCarlo Company: Raytown Wash, LLC

Street Address: 605 W. 47th St. Suite 200 City: Kansas City State: MO Zip: 64112

Telephone: 816.753.6000 Fax: 816.412.7402 E-Mail: mjdicarlo@blockandco.com

Property Owner Name (if different than applicant): _____

Street Address: s/a above City: _____ State: _____ Zip:

Telephone: _____ Fax: _____ E-Mail: _____

Firm Preparing Exhibits: Olsson Associates, Inc. Contact: Jed A.M. Baughman, PLS

Street Address: 1301 Burlington Suite 100 City: North Kansas City State: MO Zip: 64116

Telephone: 816.587.4320 Fax: 816.587.1393 E-Mail: jbaughman@olssonassociates.com

*All correspondence on this application should be sent to (check one): x Applicant __ Property Owner

Property Area in Acres and/or Square Feet: 0.24 acres

Plat in Which the Property is Located: NA

Present Use of Surrounding Property: Commercial

Future Use of Vacated Property: Commercial/Access

VACATION REQUEST

The applicant is hereby requesting the vacation of property generally described as:

See Attached.

APPLICANT'S DECLARATION

My application consists of the following items and information necessary for a complete application:

Completed Application Form	**Ownership affidavit OR owner(s) consent form** (two-thirds of property owners)
Attached Legal Description and Exhibit	**Required Fee:**

The following declarations are hereby made:

- The undersigned is the owner or authorized agent of the owner or the officers of a corporation or partnership.
- The applicant has discussed this application with the Community Development Department.
  CDD Staff Member_____ **Date:**
- The information presented and contained within this application is true and correct to the best of the undersigner(s) knowledge.

SIGNATURE OF OWNER(S) AND APPLICANT(S)

Printed Name: Raytown Wash, LLC

Signature: _____ Date: 11/2/17

Subscribed and sworn to me on this the 2nd day of November 20 17

in the County of Jackson State of Missouri

Notary Public: _____ My Commission Expires: 3/14/20

Stamp:

John V. Moffitt
Notary Public - Notary Seal
State of Missouri
Jackson County
My Commission Expires: March 14, 2020
Commission #12314615

CITY OF RAYTOWN
Request for Board Action

Date: March 16, 2018 **Bill No.: 6463-18**
To: Mayor and Board of Aldermen **Section No.: III-A-9**
From: Tom Cole, City Administrator

Department Head Approval: _____

Finance Director Approval: _____ (only needed if fiscal impact)

City Administrator Approval: _____

Action Requested: Request approval of ordinance to authorize a question regarding a tax levy increase to be placed on the August 7, 2018 ballot.

Recommendation: Approve the Ordinance.

Analysis: The City has been relying on General Fund Reserves for several years to supplement Operational Costs. The City Reserves were never intended to be used to support operational costs, as those funds should only be used for emergency stabilization or one-time opportunities.

An adoption of this ordinance is necessary to increase the City's tax base through a voter-approved increase in the City's property tax levy.

Alternatives: Without this adoption and levy increase there will need to be a reduction in expenses and critical services.

Budgetary Impact:

☒ Not Applicable

AN ORDINANCE CALLING AN ELECTION IN THE CITY OF RAYTOWN, JACKSON COUNTY, MISSOURI TO BE HELD ON THE 7TH DAY OF AUGUST, 2018 FOR THE PURPOSE OF SUBMITTING A QUESTION TO THE QUALIFIED VOTERS OF THE CITY OF RAYTOWN TO INCREASE THE GENERAL PROPERTY TAX RATE FOR ALL SUBCLASSES OF PROPERTY TO $1.00 PER ONE HUNDRED DOLLARS OF ASSESSED VALUATION IN COMPLIANCE WITH STATE LAW, PRESCRIBING THE FORM OF BALLOT TO BE USED THERE AT, SETTING OUT THE FORM OF NOTICE OF SAID ELECTION AND DIRECTING ITS PUBLICATION

WHEREAS, the City of Raytown currently levies an ad valorem tax on all subclasses of property for general revenue purposes; and

WHEREAS, the current rates on all subclasses of property reflect the rollbacks which have occurred over many years due to increases in assessed valuation; and

WHEREAS, the Board of Aldermen of the City of Raytown, Jackson County, Missouri deems it necessary and advisable to provide funds to meet the cost of general operating expenses of the City; and

WHEREAS, the said Board of Aldermen finds that there are not sufficient funds available in the City Treasury to provide the level of services desired by the citizens of Raytown, Missouri; and,

WHEREAS, the City of Raytown seeks to increase the tax ceiling and maximum authorized levy for the general revenue property tax applicable to all subclasses of property to the level of one dollar ($1.00) per one hundred dollars of assessed valuation; and

WHEREAS, the proposed tax ceiling and maximum authorized levy complies with the limitation in Article X, Section 11(b) of the Missouri Constitution; and

WHEREAS, Article X, Section 22 of the Constitution of the State of Missouri requires that voters must approve any tax increase;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

SECTION 1 – SUBMISSION TO THE VOTERS. Pursuant to the authority granted by, and subject to, the provision of Section 94.250.1, RSMo, an election is hereby called and ordered to be held on the 7th day of August, 2017 within the City of Raytown, Jackson County, Missouri for the purposes of submitting to the qualified voters of the City a proposal to approve an increase in the tax rate ceiling and maximum authorized levy for all subclasses of property.

SECTION 2 – BALLOT FORM. This question shall be submitted to the qualified voters of Raytown, Jackson County, Missouri, for their approval, as required by the provisions of Section 94.250.1, at the Primary Election hereby called and to be held on the 7th of August, 2018. The ballot of submission shall contain substantially the following language:

> "Shall the general property tax rate for all subclasses of property be increased to $1.00 per one hundred dollars of assessed valuation so that the tax rate ceiling and the maximum authorized levy is set at $1.00 in the 2019 tax year and subject to required rollbacks in the following tax years?"

☐ YES ☐ NO

INSTRUCTIONS TO VOTERS

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

SECTION 3 – ADMINISTRATION. That any increase imposed pursuant to this ordinance shall be computed, imposed, reported, administered, collected, enforced and shall operate in all respects in accordance with the provisions of the Revised Statutes of the State of Missouri and upon such forms and under such administrative rules and regulations as may be prescribed by the Director of Revenue, any provision of this ordinance notwithstanding.

SECTION 4 – NOTIFICATION OF DIRECTOR OF REVENUE. Within ten (10) days after the approval of this ordinance by the qualified voters of Raytown, Missouri, the City Clerk shall forward to the Director of Revenue of the State of Missouri by United States Registered Mail or Certified Mail, a certified copy of this ordinance together with certifications of the election returns and accompanied by a map of the City clearly showing the boundaries thereof.

SECTION 5 – REPEAL OF ORDINANCES IN CONFLICT. All ordinances or part of ordinances in conflict with this ordinance are hereby repealed.

SECTION 6 – SEVERABILITY CLAUSE. The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

SECTION 7 – EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

BE IT REMEMBERED that the above was read two times by heading only, **PASSED AND ADOPTED** by a majority of the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Jackson County, Missouri, this _____ day of April, 2018.

_____
Michael McDonough, Mayor

ATTEST:

Approved as to Form:

_____
Teresa M. Henry, City Clerk

_____
Joe Willerth, City Attorney

CITY OF RAYTOWN
Request for Board Action

Date: March 16, 2018 **Bill No.: 6464-18**
To: Mayor and Board of Aldermen **Section No.: III-A-9**
From: Tom Cole, City Administrator

Department Head Approval: _____

Finance Director Approval: _____ (only needed if fiscal impact)

City Administrator Approval: _____

Action Requested: Request approval of ordinance to authorize a question regarding a motor vehicle fuel tax to be placed on the August 7, 2018 ballot.

Recommendation: Approve the Ordinance.

Analysis: The City has been relying on General Fund Reserves for several years to supplement Operational Costs. The City Reserves were never intended to be used to support operational costs, as those funds should only be used for emergency stabilization or one-time opportunities.

The State Law allows for communities to ask voters for the approval of a tax per gallon of fuel (gasoline & diesel) sold within the community.

Alternatives: Failure to adopt this ordinance would leave the City without the funds.

Budgetary Impact:

☒ Not Applicable

BILL NO. 6464-18 ORDINANCE NO. _____ SECTION NO. III-A-9

AN ORDINANCE AUTHORIZING AND DIRECTING SUBMISSION AT THE PRIMARY ELECTION TO BE HELD ON AUGUST 7, 2018 TO THE QUALIFIED VOTERS OF THE CITY OF RAYTOWN, MISSOURI THE QUESTION OF WHETHER THE CITY SHALL IMPOSE A MOTOR FUEL FEE TO BE USED TO FUND THE CONSTRUCTION, RECONSTRUCTION, MAINTENANCE, REPAIR, AND SIGNING OF ROADS AND STREETS AT THE RATE OF TWO CENTS ($0.02) PER GALLON TO BE IMPOSED ON ALL MERCHANTS FOR THE SALE OF FUEL USED FOR PROPELLING MOTOR VEHICLES PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE PROVISIONS OF ARTICLE IV SECTION 30(A) OF THE MISSOURI CONSTITUTION AND IMPOSING SUCH TAXES IF APPROVED BY A MAJORITY OF THE QUALIFIED VOTERS VOTING THEREON

WHEREAS, the City is authorized, under Article IV Section 30(a) of the Missouri Constitution, to impose a Motor Fuel Fee at a rate of two cents ($0.02) per gallon to be imposed on all merchants for the sale of fuel used for propelling motor vehicles in the City; and

WHEREAS, the proposed City Motor Fuel Fee cannot become effective until approved by a two-thirds majority of the voters at a municipal, county or state general, primary or special election;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

SECTION 1 – SUBMISSION TO THE VOTERS AUTHORIZED. That there shall be submitted to the voters of the City at the primary election to be held in the City on the 7th day of August 2018, a proposal to authorize the City to impose a Motor Fuel Fee to fund the construction, reconstruction, maintenance, repair, and signing of roads and streets of the City.

SECTION 2 – RATE OF FEE AUTHORIZED. The rate of the fee shall be two cents ($0.02) per gallon.

SECTION 3 – BALLOT FORM. That the ballot of submission for the Motor Fuel Fee shall be in substantially the following form:

> "Shall the City of Raytown, Missouri impose a city-wide Motor Fuel Fee on and paid by gasoline filling stations selling diesel fuel, gasoline, and/or blended fuels in an amount not to exceed two cents ($0.02) per gallon based on the gallons of motor vehicle fuel sold, the proceeds which shall be used solely for construction, reconstruction, maintenance, repair, and signing of roads and streets?"
>
> [ ] YES [ ] NO
>
> If you are in favor of the question, place an "X" in the box opposite "YES".
> If you are opposed to the question, place an "X" in the box opposite "NO".

SECTION 4 – IMPOSITION OF TAX, IF APPROVED BY VOTERS. That if a two-thirds majority of the votes cast by qualified voters voting thereon are in favor of the proposal, then a Motor Fuel Fee in the amount of two cents ($0.02) shall be imposed on and paid by gasoline filling stations selling diesel fuel, gasoline and/or blended fuels upon the approval.

SECTION 5 – ADMINISTRATION. That any tax imposed pursuant to this ordinance shall be computed, imposed, reported, administered, collected, enforced and shall operate in all respects in accordance with the provisions of the Revised Statutes of the State of Missouri and upon such forms and under such administrative rules and regulations as may be prescribed by the Director of Revenue, any provision of this ordinance notwithstanding.

SECTION 6 – NOTIFICATION OF DIRECTOR OF REVENUE. Within ten (10) days after the approval of this ordinance by the qualified voters of Raytown, Missouri, the City Clerk shall forward to the Director of Revenue of the State of Missouri by United States Registered Mail or Certified Mail, a certified copy of this ordinance together with certifications of the election returns and accompanied by a map of the City clearly showing the boundaries thereof.

SECTION 7 – EFFECTIVE DATE OF TAX. That any sales tax imposed pursuant to this ordinance shall be effective on the first day of the _____ calendar quarter after the director of revenue receives notice of the adoption of the sales tax.

SECTION 8 – REPEAL OF ORDINANCES IN CONFLICT. All ordinances or part of ordinances in conflict with this ordinance are hereby repealed.

SECTION 9 – SEVERABILITY CLAUSE. The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

SECTION 10 – EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

BE IT REMEMBERED that the above was read two times by heading only, **PASSED AND ADOPTED** by a majority of the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Jackson County, Missouri, this _____ day of April, 2018.

_____
Michael McDonough, Mayor

ATTEST:

_____
Teresa M. Henry, City Clerk

Approved as to Form:

_____
Joe Willerth, City Attorney

CITY OF RAYTOWN
Request for Board Action

Date: March 16, 2018 **Bill No.: 6465-18**
To: Mayor and Board of Aldermen **Section No.: III-A-9**
From: Tom Cole, City Administrator

Department Head Approval: _____

Finance Director Approval: _____ (only needed if fiscal impact)

City Administrator Approval: _____

Action Requested: Request approval of ordinance to authorize a question regarding a use tax to be placed on the August 7, 2018 ballot.

Recommendation: Approve the Ordinance.

Analysis: Pursuant to the authority granted by the provision of Sections 144.060 through 144.761 RSMo., the City of Raytown is authorized to ask voters to approve a use tax.

A use tax applies to purchases from out-of-state retailers. Currently, someone making local purchases pays the City's sales tax rate of 2.50% on every purchase (1% General Fund, .50% Transportation Fund, .375% Capital Fund, .50% Public Safety Fund .125% Park Fund). The City currently does not have a voter approved use tax; therefore, any items purchased from a business located outside of Missouri does not require the business to collect and remit the local sales tax.

Adoption of a use tax would require that the same tax rate is charged on items purchased locally or online.

The City of Raytown took similar steps in August 2016, when voters were asked to consider an initiative dealing with out-of-state motor vehicle sales, trailers, boats, outboard motors and RV's. Voters approved the continuation of the tax by 72%.

The Missouri Municipal League in conjunction with the Missouri Department of Revenue, has completed an extensive analysis regarding the potential revenue being lost across the State in those cities that do not have a use tax. A use tax would generate an estimated $350,000.00 annually, dependent on the City's gross receipts.

The City of Grandview passed a use tax in November 2017 and the cities of Blue Springs, Independence, Liberty and Oak Grove will have a question considering the use tax during their April 2018 Elections.

Alternatives: Failure to adopt this ordinance would leave the City without the funds.

Budgetary Impact:

☒ Not Applicable

BILL NO. 6465-18 ORDINANCE NO. ____-18 SECTION NO. III-A-9

AN ORDINANCE IMPOSING A USE TAX AT THE RATE OF TWO AND ONE-HALF PERCENT (2.5%) FOR THE PRIVILEGE OF STORING, USING, OR CONSUMING WITHIN THE CITY ANY ARTICLE OF TANGIBLE PERSONAL PROPERTY PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE PROVISION OF SECTIONS 144.600 THROUGH 144.761 RSMO; PROVIDING FOR THE USE TAX TO BE REPEALED, REDUCED OR RAISED IN THE SAME AMOUNT AS ANY CITY SALES TAX IS REPEALED, REDUCED, OR RAISED; AND PROVIDING FOR SUBMISSION OF THE PROPOSAL TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE PRIMARY ELECTION CALLED AND TO BE HELD IN THE CITY ON AUGUST 7, 2018, AND PROPOSING THE FORM OF THE BALLOTS TO BE EMPLOYED AT SAID ELECTION AND DIRECTING THE CITY CLERK TO DO ALL THINGS CALLED FOR BY LAW IN CONNECTION WITH THE HOLDING OF SAID ELECTION

WHEREAS, the City has imposed local sales taxes, as defined in Section 32.085 RSMo., at the rate of 2.50%; and,

WHEREAS, the City is authorized, under Section 144.757 RSMo., to impose a local use tax at a rate equal to the rate of the local sales taxes in effect in the City; and,

WHEREAS, the proposed City use tax cannot become effective until approved by the voters at a municipal, county or state general, primary, or special election; and,

WHEREAS, the Board of Aldermen of the City of Raytown, Missouri, has determined it would be in the best interests of the City of Raytown, Missouri to impose a use tax;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

SECTION 1 – SUBMISSION TO THE VOTERS. Pursuant to the authority granted by, and subject to, the provisions of Sections 144.600 through 144.761 RSMo., a use tax is imposed for the privilege of storing, using or consuming within the City any article of tangible personal property. This tax does not apply with respect to the storage, use or consumption of any article of tangible personal property purchased, produced or manufactured outside this State until the transportation of the article has finally come to rest within this City or until the article has become commingled with the general mass of property of this City.

SECTION 2 – RATE IMPOSED. The rate of the tax shall be two and one-half percent (2.50%). If any City sale tax is repealed or the rate thereof is reduced or raised by voter approval, the City use tax rate also shall be deemed to be repealed, reduced or raised by the same action repealing, reducing, or raising the city sales tax.

SECTION 3 – BALLOT FORM. This tax shall be submitted to the qualified voters of Raytown, Missouri, for their approval, as required by the provisions of Section 144.757 RSMo., at the Primary Election hereby called and to be held on the 7th of August, 2018. The ballot of submission shall contain substantially the following language:

FOR PRIMARY ELECTION
IN THE CITY OF RAYTOWN, MISSOURI
ON TUESDAY, AUGUST 7, 2018

"Shall the City of Raytown impose a local use tax at the same rate as the total local sales tax rate, currently 2.50%, provided that if the local sales tax rate is reduced or raised by voter approval, the local use tax rate shall also be reduced or raised by the same action? A use tax return shall not be required to be filed by persons whose purchases from out-of-state vendors do not in total exceed two thousand dollars in any calendar year"

☐ YES ☐ NO

INSTRUCTIONS TO VOTERS

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

SECTION 4 – ADMINISTRATION. That any sales tax imposed pursuant to this ordinance shall be computed, imposed, reported, administered, collected, enforced and shall operate in all respects in accordance with the provisions of the Revised Statutes of the State of Missouri and upon such forms and under such administrative rules and regulations as may be prescribed by the Director of Revenue, any provision of this ordinance notwithstanding.

SECTION 5 – NOTIFICATION OF DIRECTOR OF REVENUE. Within ten (10) days after the approval of this ordinance by the qualified voters of Raytown, Missouri, the City Clerk shall forward to the Director of Revenue of the State of Missouri by United States Registered Mail or Certified Mail, a certified copy of this ordinance together with certifications of the election returns and accompanied by a map of the City clearly showing the boundaries thereof.

SECTION 6 – EFFECTIVE DATE OF TAX. That any sales tax imposed pursuant to this ordinance shall be effective on the first day of the _____ calendar quarter after the director of revenue receives notice of the adoption of the sales tax.

SECTION 7 – REPEAL OF ORDINANCES IN CONFLICT. All ordinances or part of ordinances in conflict with this ordinance are hereby repealed.

SECTION 8 – SEVERABILITY CLAUSE. The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

SECTION 9 – EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

BILL NO. 6465-18 **ORDINANCE NO. ____-18** **SECTION NO. III-A-9**

BE IT REMEMBERED that the above was read two times by heading only, **PASSED AND ADOPTED** by a majority of the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Jackson County, Missouri, this _____ day of April, 2018.

_____
Michael McDonough, Mayor

ATTEST:

_____
Teresa M. Henry, City Clerk

Approved as to Form:

_____
Joe Willerth, City Attorney

Missouri Municipal League

Growing Our Communities Together

The Use Tax -Explained

STUART HAYNES

POLICY AND MEMBERSHIP ASSOCIATE

MISSOURI MUNICIPAL LEAGUE

"The Use Tax: Explained"

1. Sales Tax
2. Use Tax
   - "Internet Tax"
   - Amazon
3. Street Decision
   - Legislative Fix(s)
4. Campaign Resources
   - Restrictions

Sales Tax

- The state's sales tax is imposed on the purchase price of tangible personal property (and some taxable services) sold at retail.
- 4.225% (state)
- Plus local options – earmarked for purpose
- Tax is collected by DOR
- Remitted to cities

Location of Sale/Transaction Determines Sales Tax Rate

- Purchaser's home address irrelevant.
- Doesn't matter whether they are a resident of Missouri.
- Remote Sales:
  - ✓ Can be internet, can be phone, catalog, fax etc…
  - ✓ Remote Sale shipped in Missouri – sellers location determines sales tax
  - ✓ Remote sale shipped out of Missouri by a non Missouri purchaser – no Missouri sales tax applies.

UseTax

- Use tax – can be thought of as a sales tax on goods purchased from out-of-state shipped to Missouri.
- Use tax does not apply if the purchase is from a Missouri retailer and subject to Missouri sales tax.
- Imposed directly upon the person that stores, uses, or consumes tangible personal property in Missouri.

UseTax – Very Similar to Sales Tax

- It applies to the same basket of goods as the sales tax.
- It's applied at the same rate as the local sales tax.
  - New sales tax automatically increases use tax rate
- Tax is charged based on first use in the state, generally the location of the purchaser. May be the point of delivery.

Local Option Use Tax

- Authorized in Section 144.757 – 144.761, RSMo
- A local use tax rate *must* equal the imposing jurisdiction's total local sales tax.
- 142 Municipalities(650 have sales tax); 62 Counties; Special Districts 269 – April of 2017 (handout)
- Use Tax Revenue – Estimate - Handout
- Use Tax Revenue is General Purpose
- Model Ordinance available from Muni League

Common Use Tax Transaction

- Construction Contractors
- Businesses purchasing supplies and taxable equipment from out-of-state

- Internet and mail order purchases from non-Missouri sellers

Use Tax - Collection

VENDORS

- Missouri cannot require out-of-state companies that do not have nexus or a "direct connection" with the state to collect and remit the use tax.
- Quill Corp. v North Dakota

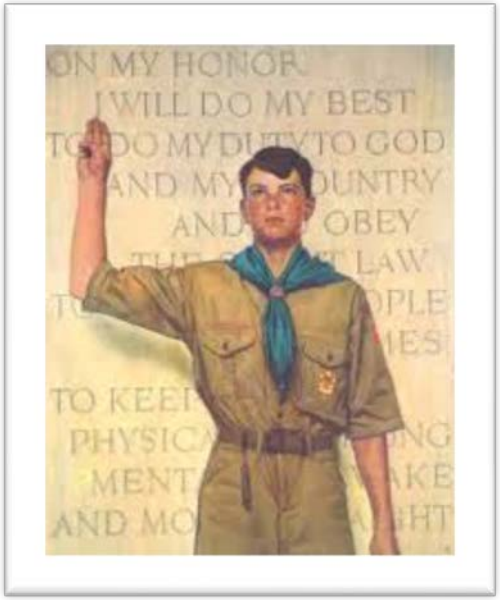
NEXUS – "SUBSTANTIAL PHYSICAL PRESENCE"

- Office, distribution house, sales house, warehouse, service enterprise or other place of business.
- Maintain a stock of goods.
- Regularly solicits orders (other than advertising or direct mail).
- Regularly leases property located in this state

Use Tax - Consumers

If an out-of-state seller does not collect use tax from the purchaser, the purchaser is responsible for remitting the use tax to Missouri.

HONOR SYSTEM

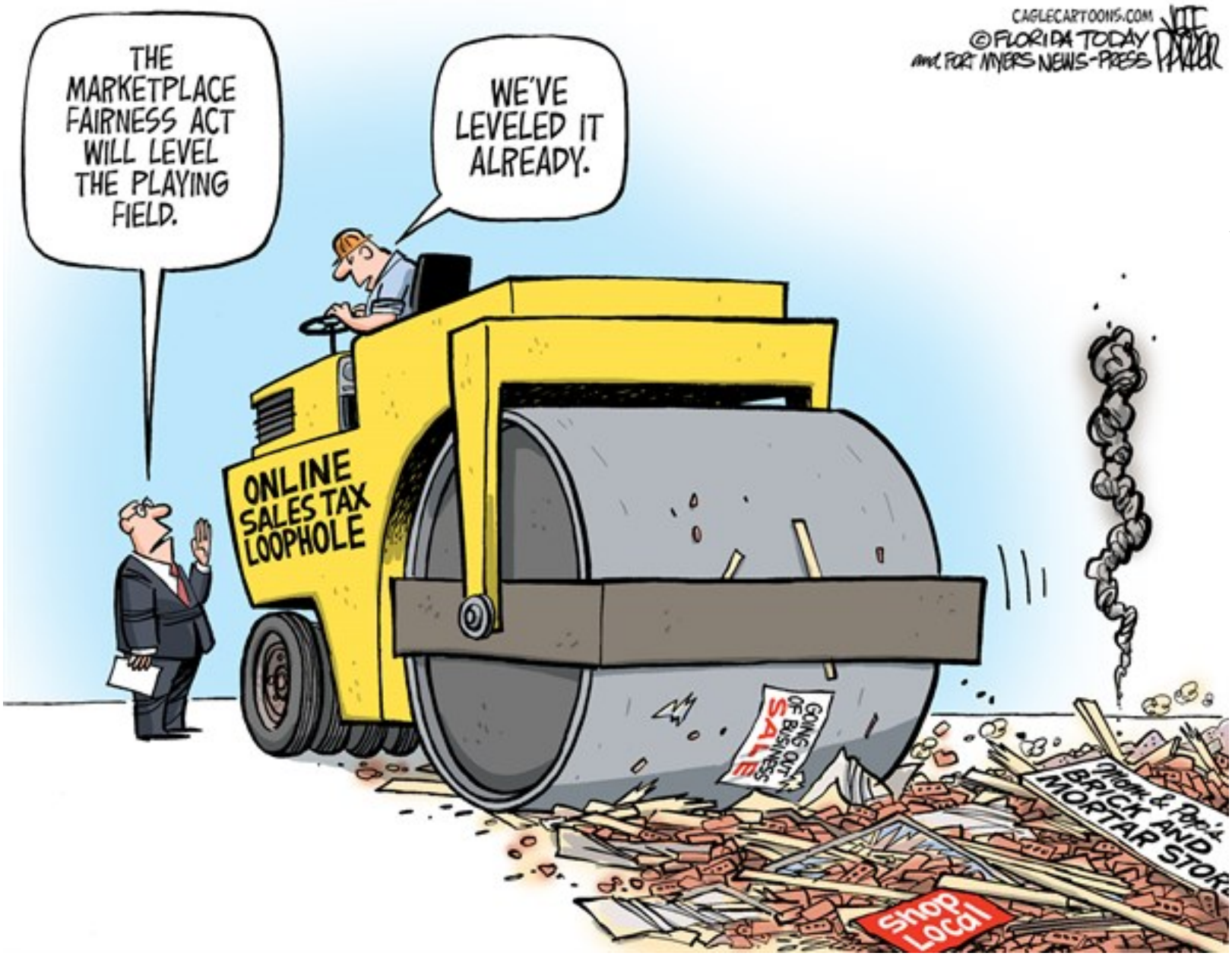


- Tax is reported and paid by the person using, storing or consuming the tangible personal property directly to the Department based on the purchaser's location.
- Purchasers are excluded from reporting tax until cumulative purchases equal $2,000 in a calendar year. **This is not an exemption.**
- Once required to report tax, all purchases must be reported.

“Internet sales tax”

3 Steps For Universal Internet Sales Tax

1. Federal Action/National Compact - Marketplace Fairness Act/Streamlined Sales Tax
2. Missouri Legislative Action
3. Local Use Tax


CAGLECARTOONS.COM
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and FORT MYERS NEWS-PRESS
THE MARKETPLACE FAIRNESS ACT WILL LEVEL THE PLAYING FIELD.
WE'VE LEVELED IT ALREADY.
ONLINE SALES TAX LOOPHOLE
GOING OUT OF BUSINESS SALE
Mom & Pop's BRICK AND MORTAR STORE
Shop Local

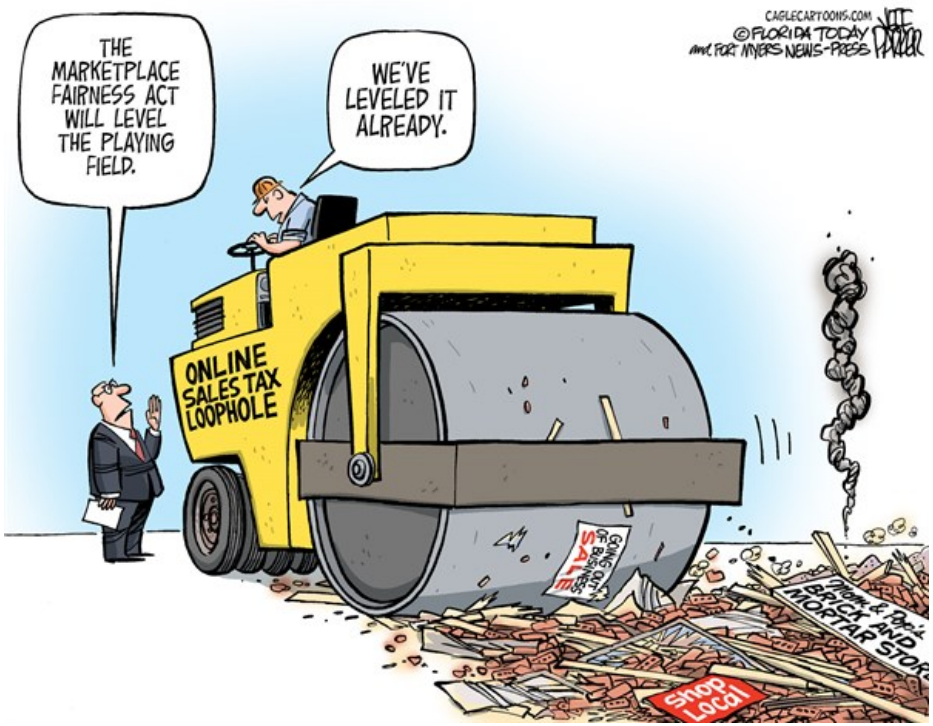
E-Commerce/Internet Sales Tax

Missouri lost approximately $2.3 billion in tax revenue 2001 to 2009.*

$259 Million per year.*

*Source: Huang, Kosash, & Wesemann: Institute of Public Policy, Truman School of Public Affairs

https://ipp.missouri.edu/wp-content/uploads/sites/2/2014/06/internet_sales_and_use_tax.pdf



BIG Announcement

- February 1, 2017 Amazon began collecting the Missouri use tax.
- News stories incorrectly suggested Amazon would collect Missouri sales tax.
- Amazon accounted for 43 percent of all online revenue last year (2016, according to Slice.
  - Amazon Will Make Up 50% of All U.S. E-Commerce by 2021
- Lots of requests for estimates on what this would mean for tax revenues (Handout).

- *Total GUESTAMATION! Using reported gross sales of $786 million in 2015.
- Hazelwood Changes this

Use Tax / E - commerce

Questions about the Internet sales tax / e - commerce?

Street decision – Background

BACKGROUND

- State and local sales tax applied to all vehicle purchases including person to person and out of state.
- Tax based on sales tax in jurisdiction of purchaser.
- 144.069 RSMo. “All sales taxes associated with the titling of motor vehicles, trailers, boats and outboard motors under the laws of Missouri shall be imposed at the rate in effect at the location of the address of the owner thereof”

HISTORICALLY VEHICLE SALES WERE ALWAYS TREATED DIFFERENTLY

Street Decision – Jan 31, 2012

CRAIG STREET BOUGHT A BOAT

- Purchased in Maryland.
- Upon registering in Green County requested a refund for local sales tax
- Started court battle that went to Mo. Supreme Court

COURT IMPACT:

Only cities with use tax could collect on out-of-state and person to person vehicle sales. DOR estimated local revenue loss at $20.5 million (HANDOUT).

Street Decision – “Legislative Fix I (SB 182)”

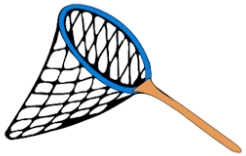
- SB 182 (2013) – Re-imposed the local sales taxes on the out-of-state sales and person-to-person sales of motor vehicles.
- Requires voter approval by November 2016 to continue local sales tax on out-of-state sales of motor vehicles.
- Language in bill prevented a new use tax from plugging loophole.

Street Decision – "Legislative Fix II (HB 2140)

- **Extends Deadline to November 2018**
- **Provides that a Use tax will plug "Street Loophole."**
- After November 2018, in cities that have not passed a use tax or have not received voter approval for the continuation of the local sales tax on MV purchases – the revenue stream ends.
- After November 2018 cities that haven't passed the use tax or the continuation of the MV sales tax may still come back and seek voter approval
  - Unless the issue was rejected by the voters
  - It appears that cities only get one chance with the MV sales tax.
  - The use tax is not restricted in this manner
    - However, DOR has issued a written option to MML that a Use Tax passed after November, 2018 will not capture MV sales from out-of-state.

MV Continuation vs. Use Tax

MV CONTINUATION



Only captures local sales tax on titling of motor vehicles, boats, out-board motors & trailers purchased from out-of-state or person to person sales

If voter approval not achieved – may not be brought back

USE TAX

Captures all purchases from out-of-state (generally speaking). After Nov 2018 – DOR says will not capture out-of-state autos.

May be brought to votes at any election

Next steps – Start Campaign

SOS Election Calendar - https://www.sos.mo.gov/elections/calendar/2018cal

- April 3, 2018 Election
  - Final Certification – January 23, 2018
- August 7, 2018 Election
  - Final Certification – May 29, 2018
- November 6, 2018 – Election
  - Final Certification – August 28, 2018

Following Voter Approval Send Ordinance and Certified Election Results to DOR (within 10 days).

<u>Campaign No/No's</u>

Public Funds cannot be used to advocate on ballot measures (115.646 RSMo.)

All campaign material – even if just educational -must include "PAID FOR BY" information.

Campaign No No's

Missouri Ethics Commission

PAID FOR BY

- All campaign material – even if just educational -must include "PAID FOR BY" information.
  - Name of the entity, entity's
  - Entity's principal officer's name & title
  - Mailing address
- Handout MEC

PUBLIC FUNDS CANNOT BE USED TO ADVOCATE ON BALLOT MEASURES (115.646 RSMO.)

- Tread line between educate and advocate
- Can't say "vote for"
- Opinions are probably a violation
- Does not apply to public officials speaking on their on behalf
- Handout - MSA

Campaign suggestions

- Work with your county and other cities.
- Campaign team – Auto Dealers, Chamber, civic groups, newspaper editor?

- Emphasis this is not a new tax (MV).
- Closes court created loophole(MV/USE).
- Levels the playing field for local auto dealers & brick and mortar retailers vs. out-of-state.
- It also levels playing field for your citizens – Walmart shoppers vs. Amazon shoppers.
- Keeping up with technology.
- Be prepared to illustrate what the loss in revenue (MV)to the city will result in:
  - 3 police cars? 1 firetruck? Etc.
  - And potential gain from use tax

Missouri Municipal League

Growing Our Communities Together

RESOURCES

Sample ordinances & lots of other related info – Missouri Municipal League

http://www.mocities.com/

DOR website:

http://www.dor.mo.gov/publicreports/#pubtax

CONTACTS:

DOR – Local Sale/Use

- localgov@dor.mo.gov
- 573-522-1160

MML

- info@mocities.com
- 573-635-9134

Questions

Contact:
Stuart Haynes
Missouri Municipal League
573-635-9134
shaynes@mocities.com

CITY OF RAYTOWN
Request for Board Action

Date: March 12, 2018 **Resolution No.: R-3072-18**
To: Mayor and Board of Aldermen
From: Dave Turner, Interim Parks Director

Department Head Approval: _____

City Administrator Approval: _____

Action Requested: Approve the Resolution stating the Board of Aldermen support the Mayor's Ad Hoc Event Committee's Raytown Live summer concert series.

Analysis: Staff is requesting Board of Aldermen support for the Mayor's Ad Hoc Event Committee and the City to host five (5) concerts on the City's downtown greenspace. The concerts would be held from 6:00 pm to 8:00 pm on Saturday evenings of May 12th, June 9th, July 14th, August 11th, and September 9th. These concerts would be free to the public. All expenses associated with the concert series would be paid from funds provided by sponsors and donations.

Alternatives: Not support Raytown Live summer concert series on the City's downtown greenspace.

RESOLUTION NO.: R-3072-18

A RESOLUTION SUPPORTING THE MAYOR'S AD HOC EVENT COMMITTEE IN THEIR EFFORTS TO ORGANIZE A SUMMER CONCERT SERIES ON THE CITY'S GREENSPACE IN THE CENTRAL BUSINESS DISTRICT

WHEREAS, the City of Raytown owns property in the central business district; and

WHEREAS, the Mayor has appointed an Ad Hoc Event Committee to explore and organize a summer concert series to be held on the City's property in the central business district; and

WHEREAS, the Raytown Park Board passed a resolution to support the summer concert series and assigned staff to assist with the organization of the series; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to the support the organization of a summer concert series to be held on the City's property in the central business district;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT, support of the Mayor's Ad Hoc Event Committee in their efforts to organize a summer concert series known as Raytown Live is hereby approved;

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 20th day of March 2018.

_____
Michael McDonough, Mayor

ATTEST:

_____
Teresa Henry, City Clerk

Approved as to Form:

_____
Joe Willerth, City Attorney

CITY OF RAYTOWN
Request for Board Action

Date: March 15, 2018 **Resolution No.: R-3073-18**
To: Mayor and Board of Aldermen
From: Dave Turner, Interim Park Director

Department Head Approval: _____

Finance Director Approval: _____(only if funding is requested)

City Administrator Approval: _____

Action Requested: Approve a resolution for a Parks budget amendment.

Recommendation: Approve the resolution.

Analysis: On February 19, 2018 the Park Board approved a resolution to request approval of a budget amendment to increase Raytown Live – Donations $10,000.00 and increase Recreation Programs Expenses $10,000.00 for additional expenses to support Raytown Live events.

Alternatives: Do not approve resolution.

Increase Revenue:
Amount Requested: $10,000.00
Fund: Parks
Department: Donations
Account No.: 201-92-00-100-47220

Increase Expenses:
Amount Requested: $10,000.00
Fund: Parks
Department: Recreation Programs
Account No.: 201-92-00-100-54500

Budgetary Impact:

☐ Not Applicable
☐ Budgeted item with available funds
☐ Non-Budgeted item with available funds through prioritization
☒ Non-Budgeted item with additional funds requested **WITH NET IMPACT OF ZERO!**

RESOLUTION NO.: R-3073-18

A RESOLUTION AMENDING THE FISCAL YEAR 2017-2018 BUDGET RELATED TO PARKS AND RAYTOWN LIVE EVENTS

WHEREAS, pursuant to Resolution R-3031-17, the Fiscal Year 2017-2018 Budget was approved; and

WHEREAS, it is necessary to amend the Fiscal Year 2017-2018 Budget; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to amend the Fiscal Year 2017-2018 Budget;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT the Fiscal Year 2017-2018 budget approved by Resolution R-3031-17 is hereby amended as follows:

REVENUE:	**EXPENSE:**
201.92.00.100.47220	201.92.00.100.54500
$10,000.00	$10,000.00
Donations	Recreation Programs

FURTHER THAT the City Administrator is hereby authorized to execute all documents necessary to this transaction and the City Clerk is authorized to attest thereto.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 20th day of March, 2018.

_____
Michael McDonough, Mayor

ATTEST:

_____
Teresa M. Henry, City Clerk

Approved as to Form:

_____
Joe Willerth, City Attorney

CITY OF RAYTOWN
Request for Board Action

Date: March 15, 2018 **Resolution No.: R-3074-18**
To: Mayor and Board of Aldermen
From: Dave Turner, Interim Park Director

Department Head Approval: _____

Finance Director Approval: _____

City Administrator Approval: _____

Action Requested: Approve a resolution for a Parks budget amendment.

Recommendation: Approve the resolution.

Analysis: On March 19, 2018 the Park Board approved a resolution to request approval of a budget amendment to transfer $10,000.00 from revenue appropriated for fiscal year 2017-2018 from Team Sports League (Arts & Music Festival) to Donations.

Alternatives: Do not approve resolution.

Transfer To:
Amount Requested: $10,000.00
Fund: Parks
Department: Donations
Account No.: 201-92-00-100-47220

Transfer From:
Amount Requested: $10,000.00
Fund: Parks
Department: Team Sports League
Account No.: 201-92-00-100-47204

Budgetary Impact:

☐ Not Applicable
☒ Budgeted item with available funds
☐ Non-Budgeted item with available funds through prioritization
☐ Non-Budgeted item with additional funds requested

RESOLUTION NO.: R-3074-18

A RESOLUTION AMENDING THE FISCAL YEAR 2017-2018 BUDGET RELATED TO PARKS AND THE ARTS & MUSIC FESTIVAL

WHEREAS, pursuant to Resolution R-3031-17, the Fiscal Year 2017-2018 Budget was approved; and

WHEREAS, it is necessary to amend the Fiscal Year 2017-2018 Budget; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to amend the Fiscal Year 2017-2018 Budget;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT the Fiscal Year 2017-2018 budget approved by Resolution R-3031-17 is hereby amended as follows:

TO:	**FROM:**
201.92.00.100.47220	201.92.00.100.47204
$10,000.00	$10,000.00
Donations	Team Sports League

FURTHER THAT the City Administrator is hereby authorized to execute all documents necessary to this transaction and the City Clerk is authorized to attest thereto.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 20th day of March, 2018.

_____
Michael McDonough, Mayor

ATTEST:

_____
Teresa M. Henry, City Clerk

Approved as to Form:

_____
Joe Willerth, City Attorney

CITY OF RAYTOWN
Request for Board Action

Date: March 15, 2018 **Resolution No.: R-3075-18**
To: Mayor and Board of Aldermen
From: Dave Turner, Interim Park Director

Department Head Approval: _____

Finance Director Approval: _____(only if funding is requested)

City Administrator Approval: _____

Action Requested: Board of Aldermen approval of the Parks & Recreation Mowing Project low bid of Brad Taylor, Inc.

Recommendation: Staff recommends approval as submitted.

Analysis: The Parks & Recreation Department received four (4) sealed bids that were opened on Thursday, March 1 at 10:00 am. Brad Taylor, Inc. is the lowest, responsive, responsible bidder with a base bid of $23,936.00 and is being recommended for approval.

The Parks Department will have the contractor mow five (5) parks. Each location will be paid per the contract unit costs. The number of times each area is mowed will depend on weather conditions.

During Fiscal Year 2013-14, $16,810.00 was spent by the Parks & Recreation Dept.
During Fiscal Year 2014-15, $17,950.00 was spent by the Parks & Recreation Dept.
During Fiscal Year 2015-16, $13,275.00 was spent by the Parks & Recreation Dept.
During Fiscal Year 2016-17, $16,381.00 was spent by the Parks & Recreation Dept.

Our request is to make an approved amount to spend $25,000.00, which is equal to our budgeted amount.

Alternatives: Do not approve the bid and direct staff to seek alternate methods or contractors.

Budgetary Impact:

☐ Not Applicable
☒ Budgeted item with available funds
☐ Non-Budgeted item with available funds through prioritization
☐ Non-Budgeted item with additional funds requested

Amount to Spend:	$25,000.00
Fund:	Park Fund
Account:	201-92-00-100-53999

Additional Reports Attached: Bid results list and detailed bid tabulation

RESOLUTION NO.: R-3075-18

A RESOLUTION AUTHORIZING AND APPROVING AN AGREEMENT WITH BRAD TAYLOR, INC. FOR MOWING SERVICES IN AN AMOUNT NOT TO EXCEED $25,000.00 BUT WITHIN BUDGETED AMOUNTS FOR FISCAL YEAR 2017-2018

WHEREAS, the City Parks & Recreation Department solicited sealed bids from qualified firms interested in providing mowing services to Raytown park areas; and

WHEREAS, the Parks & Recreation Department received four (4) sealed bids in response which were opened on March 1, 2018; and

WHEREAS, Brad Taylor, Inc. submitted its bid and was determined to be the lowest and best bidder qualified to provide such services; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to authorize and approve an agreement with Brad Taylor, Inc. in an amount not to exceed $25,000.00 for fiscal year 2017-2018;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT an agreement for mowing services of park areas with Brad Taylor, Inc. as set forth in "Exhibit A" for such purposes in an amount not to exceed $25,000.00 for fiscal year 2017-2018 is hereby authorized and approved;

FURTHER THAT the City Administrator and or his designee is hereby authorized to execute all documents necessary and to take any and all actions necessary to effectuate the terms of the contract and the City Clerk is authorized to attest to the same.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 20th day of March, 2018.

_____
Michael McDonough, Mayor

ATTEST:

_____
Teresa M. Henry, City Clerk

Approved as to Form:

_____
Joe Willerth, City Attorney

Raytown Parks Recreation
2018 Raytown Mowing Project
Bid Results
March 1, 2018 10:00 am

Contractor	Parks Base Bid	Quick Pay Discount	% Increase 2019/2020
Brad Taylor, Inc.	$ 23,936.00	0	4% - 4%
Infinity Building	$ 25,000.00	0	0% - 0%
Xcapes, LLC	$ 31,440.00	0	2% - 3%
Dew Farms	$ 43,520.00	2% net 10	4% - 4%

Brad Taylor, Inc.

2018 Prices	$ 23,936.00
2019, 4% Increase	$ 24,893.44
2020, 4% Increase	$ 25,889.18
Total 3 years	**$ 74,718.62**

Infinity Building Services, LLC

2018 Prices	$ 25,000.00
2019, 0% Increase	$ 25,000.00
2020, 0% Increase	$ 25,000.00
Total 3 years	**$ 75,000.00**

Xcapes, LLC

2018 Prices	$ 31,440
2019, 2% Increase	$ 32,068.80
2020, 3% Increase	$ 33,030.86
Total 3 years	**$ 96,539.66**

Dew Farms

2018 Prices	$ 43,520.00
2019, 4% Increase	$ 45,260.80
2020, 4% Increase	$ 47,071.23
Total 3 years	**$135,852.03**

Raytown Parks Recreation
2018 Raytown Mowing Project
Bid Results
March 1, 2018 10:00 am

				Brad Taylor, Inc.		Infinity Building Service, LLC		Xcapes LLC		Dew Farms	
	Parks Grounds Maintenance BASE BID	**Est. # of times**	**Approx. Frequency (Size Estimated)**	**Cost Per Mow**	**Approx. Season Cost**	**Cost Per Mow**	**Approx. Season Cost**	**Cost Per Mow**	**Approx. Season Cost**	**Cost Per Mow**	**Approx. Season Cost**
P-K1	Kenagy Park, 79th Street & Raytown Road, All areas except ball field	16	1 to 2 weeks 13 acres	$ 286	$ 4,576	$ 375	$ 6,000	$ 510	$ 8,160	$ 640	$ 10,240
P-K2	Kenagy Park, 79th Street & Raytown Road, Ball field only	16	1 to 2 weeks 2 acres	$ 44	$ 704	$ 50	$ 800	$ 80	$ 1,280	$ 180	$ 2,880
P-MS	Minor Smith Park, 81st Street & Ash	16	1 to 2 weeks 8.5 acres	$ 187	$ 2,992	$ 300	$ 4,800	$ 334	$ 5,344	$ 520	$ 8,320
P-SW	Southwood Park, 81st Terrace & Arlington	16	1 to 2 weeks 6 acres	$ 132	$ 2,112	$ 200	$ 3,200	$ 236	$ 3,776	$ 320	$ 5,120
P-KP1	Kritser Park, 75 St. & Westridge & Woodson all of Park	16	1 to 2 weeks 12 acres	$ 264	$ 4,224	$ 338	$ 5,400	$ 471	$ 7,536	$ 720	$ 11,520
P-LBT1	Little Blue Trace Park, 87 Street & 350 Hwy, All areas except athletic fields	16	1 to 2 weeks 22 acres	$ 484	$ 7,744	$ 200	$ 3,200	$ 157	$ 2,512	$ 180	$ 2,880
P-LBT2	Little Blue Trace Park, Cost to mow ball fields 1, 2, 3, and 4	16	1 to 2 weeks 4.5+/- acres	$ 99	$ 1,584	$ 100	$ 1,600	$ 177	$ 2,832	$ 160	$ 2,560
	Total Bid				**$ 23,936**		**$25,000**		**$31,440**		**$43,520**

Raytown Parks Recreation
2018 Raytown Mowing Project
Bid Results
March 1, 2018 10:00 am

	Parks Grounds Maintenance BID ALTERNATES *	Est. # of times	Approx. Frequency (Size Estimated)	Brad Taylor, Inc.		Infinity Building		Xcapes LLC		Dew Farms	
				Cost Per Mow	Approx. Season Cost	Cost Per Mow	Approx. Season Cost	Cost Per Mow	Approx. Season Cost	Cost Per Mow	Approx. Season Cost
P-C1	Colman Park, 5912 Lane, All areas except office area and ball field	(To be Determined)	11 acres	$ 242	N/A	$ 300	N/A	$ 433	N/A	$ 480	N/A
P-C2	Colman Park, 5912 Lane, Ball field only	(To be Determined)	1.66 acres	$ 36.52	N/A	$ 50	N/A	$ 66	N/A	$ 80	N/A
P-LBT3	Little Blue Trace Park, 87th Street & 350 Hwy. Cost to mow each Soccer field area (2 at this location),Cost to mow any **one** of the 2 soccer fields - one time.	(To be Determined)	1 to 2 weeks 3.4 acres ea.	$ 74.80	N/A	$ 80	N/A	$ 137	N/A	$ 80	N/A
P-LBT4	Little Blue Trace Park, 87th Street & 350 Hwy. Cost to mow any **one** of the 4 ballfields - one time	(To be Determined)			N/A	$ 25	N/A	$ 82	N/A	$ 80	N/A
P-SS	Super Splash, Raytown Road & 53rd Place	(To be Determined)	20,000sq.ft bag 65,000sq.ft not	$ 22	N/A	$ 200	N/A	$ 431	N/A	$ 200	N/A
P-BMX	BMX Race Track, 12605 Frost Road	(To be Determined)	4 acres	$ 88	N/A	$ 100	N/A	$ 157	N/A	$ 160	N/A
P-RT1	Rice-Tremonti Home, 8801 E. 66th Street	(To be Determined)	3.75 acres	$ 82.50	N/A	$ 100	N/A	$ 148	N/A	$ 180	N/A
P-RT2	Rice-Tremonti Home, 8801 E. 66th Street	(To be Determined)	1 acre	$ 22	N/A	$ 50	N/A	$ 41	N/A	$ 85	N/A
P-Reap	Vacant Lot next to REAP, 75th Street & Elm	(To be Determined)	1 to 2 weeks 0.5 acres	$ 22	N/A	$ 40	N/A	$ 41	N/A	$ 80	N/A

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