



Agenda City Council Meeting

City Council Chambers
Historic City Hall, 830 Boonville

Robert Stephens, Mayor

Zone Councilmembers

Phyllis Ferguson, Zone 1
Tom Prater, Zone 2
Mike Schilling, Zone 3
Craig Fishel, Zone 4

General Councilmembers

Jan Fisk, General A
Craig Hosmer, General B
Kristi S. Fulnecky, General C
Ken McClure, General D

Upcoming Council Meeting Agenda November 28, 2016 - 6:30 p.m.

**Speakers must sign up with the City Clerk to speak to an issue on the agenda.
Speakers are to limit their remarks to three to five minutes.**

Note: Sponsorship does not denote Council member approval or support.

- 1. ROLL CALL.**
- 2. APPROVAL OF MINUTES. November 14, 2016 – Regular And November 22, 2016 - Special**
- 3. FINALIZATION AND APPROVAL OF CONSENT AGENDAS. CITIZENS WISHING TO SPEAK TO OR REMOVE ITEMS FROM THE CONSENT AGENDAS MUST DO SO AT THIS TIME.**
- 4. CEREMONIAL MATTERS.**
- 5. CITY MANAGER REPORT AND RESPONSES TO QUESTIONS RAISED AT THE PREVIOUS CITY COUNCIL MEETINGS.**
- 6. SECOND READING AND FINAL PASSAGE. Citizens Have Spoken. May Be Voted On.**
- 7. Council Bill 2016-252. (McClure)**

A general ordinance approving revisions to and simplification of the previously established Residential Water Service Rate, General Water Service Rate, General Terms and Conditions Governing Water Service and Emergency Conservation Water Service Rate.

Documents:

[2016-252.PDF](#)

8. Council Bill 2016-253. (Fishel)

A general ordinance to approve revisions to the previously established Residential Gas Service Rate, General Gas Service Rate, Curtailable Gas Service Rate, High Load Factor General Gas Service Rate, Purchased Gas Clause and General Terms and Conditions Governing Gas Service.

Documents:

[2016-253.PDF](#)

9. Council Bill 2016-254. (Fisk)

A general ordinance amending Chapter 120, 'Wastewater Regulations,' Article VI, 'Wastewater Charges and Rates,' Section 120-245, 'Rates,' and Section 120-247, 'Extra charges,' of the Springfield City Code, by repealing existing rate schedules effective May 31, 2011, and establishing new rate schedules that provide for three years of annual rate increases, beginning July 1, 2017, which will provide necessary funding for the cost of complying with the Clean Water Act and Missouri Department of Natural Resources mandates. (Environmental Services recommends approval.)

Documents:

[2016-254.PDF](#)

10. Council Bill 2016-255. (Schilling)

A special ordinance authorizing the City Manager, or his designee, to execute a Preliminary Funding Agreement between the City of Springfield, Missouri, and 3M Company; authorizing the execution of documents; and the taking of actions consistent therewith; and amending the budget provided for the Department of Planning and Development for Fiscal Year 2016-2017, in the amount of \$25,000.

Documents:

[2016-255.PDF](#)

11. Council Bill 2016-256. (McClure)

A special ordinance authorizing an increased level of property tax abatement from 50 percent to 75 percent on new improvements to real property located in the Enhanced Enterprise Zone for the 3M Company in recognition of the 92 high-quality jobs the company's proposed plant expansion will bring to the Springfield community.

Documents:

[2016-256.PDF](#)

12. Council Bill 2016-258. (Fulnecky)

A special ordinance approving and authorizing the purchase of a Caterpillar D8T bulldozer from Caterpillar Inc., through the National Intergovernmental Purchasing Alliance, for the Springfield Sanitary Landfill; and approving a budget adjustment to amend the Fiscal Year 2016-2017 budget of the Department of Environmental Services Solid Waste Management Enterprise Fund in the amount \$825,000.00.

Documents:

13. **Council Bill 2016-260. (Fishel)**

A general ordinance amending Chapter 106 of the Springfield, Missouri, City Code, titled 'Traffic and Vehicles,' Article VI, 'Stopping, Standing and Parking,' Division 8, 'Off-Street Parking Lots,' Subdivision I, 'Generally,' for the purpose of revising and simplifying public parking regulations on certain City-owned parking lots.

Documents:

[2016-260.PDF](#)

14. **Council Bill 2016-261. (Fisk)**

A special ordinance authorizing the City Manager, or his designee, to accept a grant from the Springfield Police Foundation; and amending the budget for the Police Department for Fiscal Year 2016-2017 in the amount of \$16,000.

Documents:

[2016-261.PDF](#)

15. **Council Bill 2016-262. (Hosmer)**

A special ordinance authorizing the City Manager, or his designee, to enter into an agreement with Missouri Highways and Transportation Commission and TransCore, LP for the development, implementation and maintenance of Advanced Traffic Management System software and hardware at an estimated cost of \$84,996.96 to be paid for by the 1/8-Cent Transportation Sales Tax and Signal System Improvements Program.

Documents:

[2016-262.PDF](#)

16. **RESOLUTIONS. Citizens May Speak. May Be Voted On.**

17. **Council Bill 2016-270. (Hosmer)**

A resolution declaring it necessary to construct sanitary sewers in Sanitary Sewer District No. 200 of Section No. 15 in the City, located in the general vicinity of Roslyn Avenue and Bagnell Street; designating the method of payment therefore in the amount of \$201,463.97 (to be repaid by special tax bills); and providing for publications and notices.

Documents:

[2016-270.PDF](#)

18. **Council Bill 2016-271. (Fisk, Ferguson, McClure, And Prater)**

A resolution adopting the City of Springfield's Legislative Priorities for 2017. (Recommended for Council Action by the Community Involvement Committee).

Documents:

[2016-271.PDF](#)

19. **Council Bill 2016-272. (Hosmer, Fisk, Fishel, And Fulnecky)**

A resolution approving terms of an agreement under which pit bull dogs may be rescued from the City Animal Shelter and put up for adoption. (Plans and Policies Committee recommends approval.)

Documents:

[2016-272.PDF](#)

20. **EMERGENCY BILLS.**
21. **PUBLIC IMPROVEMENTS.**
22. **GRANTS.**
23. **AMENDED BILLS.**
24. **COUNCIL BILLS FOR PUBLIC HEARING. Citizens May Speak. Not Anticipated To Be Voted On.**
25. **Council Bill 2016-273. (McClure)**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Zoning Maps,' by rezoning approximately 7.8 acres of property, generally located in the 4900 block of South National Avenue from Planned Development District Number 306, to Planned Development Number 352 to allow the addition of a nursing home use; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval). (By: Martin Property Management, LLC; 4900 block S. National Avenue; Planned Development 352.)

Documents:

[2016-273.PDF](#)

26. **Council Bill 2016-274. (Schilling)**

A special ordinance authorizing the issuance of Conditional Use Permit No. 426 to allow a reduction in front yard setback along Kimbrough Avenue between 815 and 943 South Kimbrough Avenue, 940 South Roanoke Avenue and 500 East Madison Street. (Planning and Zoning Commission and staff recommend approval).

Documents:

[2016-274.PDF](#)

27. **Council Bill 2016-275. (Prater)**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Zoning Maps,' by rezoning approximately 1.88 acres of property, generally located at 3150 South National Avenue from an O-1, Office District, to an O-2, Office District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval). (By: Elpidio Alcancia Trustee; 3150 South National Avenue; Z-18-2016.)

Documents:

[2016-275.PDF](#)

28. **Council Bill 2016-276. (Fishel)**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Zoning Maps,' by rezoning approximately 0.55 acres of property, generally located at 404, 410, 412, 416, and 420 East Madison Street as well as 802 South Jefferson Avenue from a R-HD, High Density Multi-Family Residential District to a R-HD, High Density Multi-Family Residential District with a UN, University Combining Overlay District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval). (By: Ken E. Porter, John B. Duncan, & T&N Investments LLC; 404, 410, 412, 416, and 420 East Madison Street and 802 South Jefferson Avenue; Z-15-2016.)

Documents:

[2016-276.PDF](#)

29. **Council Bill 2016-277. (Schilling)**

A special ordinance adopting the Redevelopment Plan for the Elm House Redevelopment Area generally located along the south side of East Madison Street between South Jefferson Avenue and South Thomas Avenue, and declaring its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare.

Documents:

[2016-277.PDF](#)

30. **Council Bill 2016-278. (Prater)**

A general ordinance amending Chapter 36 of the Springfield, Missouri, City Code, titled 'Land Development Code of the City of Springfield,' Article III, 'Zoning Regulations,' Division 5, 'Supplemental District Regulations,' Section 36-455, 'Off-street parking requirements,' Subsection 36-455(2)(b)(10), for the purpose of modifying the off-street parking requirements for convenience food stores.

Documents:

[2016-278.PDF](#)

31. **Council Bill 2016-279. (Ferguson) City Staff Will Be Requesting This Item Be Tabled Until The January 9, 2017 City Council Meeting.**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Zoning Maps,' by rezoning approximately 1.3 acres of property, generally located at 2832 East Sunshine Street from a R-SF, Single-Family Residential District, to a O-1, Office District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval). (By: Robert O'Block; 2832 E. Sunshine Street; Z-12-2016.)

Documents:

[2016-279.PDF](#)

32. **FIRST READING BILLS. Citizens May Speak. Not Anticipated To Be Voted On.**

33. **Council Bill 2016-280. (Hosmer, Fisk, And Fishel)**

A general ordinance amending the Springfield City Code, Chapter 18, 'Animals,' Article I, 'In General,' Section 18-2, 'Minimum fine for certain violations; reckless owners;' Chapter 18, 'Animals,' Article I, 'In General,' Section 18-10, 'Search and Seizure Warrants;' Chapter 18, 'Animals,' Article II, 'Dogs, Cats and Ferrets,' Division 3, 'Prohibition of Pit Bull Dogs,' Section 18-98; Chapter 18, 'Animals,' Article II, 'Dogs, Cats and Ferrets,' Division 1, 'Generally,' Section 18-60, 'Restricted Dogs;' Chapter 18, 'Animals,' Article II, 'Dogs, Cats and Ferrets,' Division 1, 'Generally,' and Section 18-61, 'Nuisance Dogs.' (The Plans and Policies Committee recommends approval 3 to 1.)

Documents:

[2016-280.PDF](#)

34. **Council Bill 2016-281. (Fisk)**

A special ordinance authorizing the City Manager, or his designee, to apply for and accept a Brownfields Hazardous and Petroleum Assessment Grant, in the amount of \$300,000, from the Environmental Protection Agency for the purpose of conducting City-wide assessment activities, with priority given to City-acquired property, properties located in the center city and northwest Springfield target area; to exercise any and all powers necessary or convenient to

obtain such funding and in carrying out the identified activities; and amending the budget of the Planning and Development Department for Fiscal Year 2017 in the amount of \$300,000.

Documents:

[2016-281.PDF](#)

35. **Council Bill 2016-282. (Fulnecky)**

A special ordinance authorizing the City Manager, or his designee, to execute a Memorandum of Understanding between the City of Springfield, Missouri, City Utilities of Springfield, Missouri, Greene County, Missouri, and the Missouri Department of Natural Resources, to cooperate and partner in identification of pollutant sources that could impact Jordan Creek, Wilson Creek, and Pearson Creek, consistent with the Springfield-Greene County Integrated Plan and to do all things necessary to carry out the intent and purposes of the Memorandum of Understanding by and between the foregoing.

Documents:

[2016-282.PDF](#)

36. **PETITIONS, REMONSTRANCES, AND COMMUNICATIONS.**

37. **NEW BUSINESS.**

The Mayor recommends the following appointment to the Mayor's Commission for Children: Christen Davis with term to expire November 29, 2019.

The Mayor recommends the following reappointments to the Mayor's Commission for Children: Susan Henderson, Shara Cash, and Dr. Kayce Morton with terms to expire November 29, 2019.

Mayor Stephens is appointing Erick Roberts, Superintendent of Solid Waste, as an Alternate Board Member on the Solid Waste District O Board.

Mayor Stephens is appointing Councilman Mike Schilling to fill an Open City position reserved for a City Council Member.

Remand the issue of revisions to Chapter 46-6, Campaign Finance, to the Plans and Policies Committee for further review.

As per RSMo. 109.230 (4), City records that are on file in the City Clerk's office and have met the retention schedule will be destroyed in compliance with the guidelines established by the Secretary of State's office

38. **UNFINISHED BUSINESS.**

39. **MISCELLANEOUS.**

40. **CONSENT AGENDA – FIRST READING BILLS. See Item #3.**

41. **Council Bill 2016-283. (Stephens)**

A special ordinance authorizing the City Manager, or his designee, to accept a grant for the Blueprint for Safer Roads Program from the Missouri Highways and Transportation Commission in the amount of \$5,000; to enter into an agreement with the Missouri Highways and Transportation Commission; and amending the budget for the Department of Public Works for Fiscal Year 2016-2017 in the amount of \$5,000.

Documents:

[2016-283.PDF](#)

42. **Council Bill 2016-284. (Fishel)**

A special ordinance authorizing the Director of Planning and Development to accept the dedication of the public streets and easements to the City of Springfield, Missouri, as shown on the Preliminary Plat of Ironbridge Phase XIV, generally located at the 4900 block of South National Avenue, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with the terms of this Ordinance.

Documents:

[2016-284.PDF](#)

43. Council Bill 2016-285. (Ferguson)

A special ordinance authorizing the City Manager, or his designee, to enter into a Lease Agreement with Sunset West II, LLC, to lease property located at 2235 West Sunset Street for use by the Department of Public Information as offices and video and photography studio space; and amending the budget of the Department of Public Information for Fiscal Year 2016-2017 in the amount of \$33,000 to appropriate reserves from the Telecable fund.

Documents:

[2016-285.PDF](#)

44. Council Bill 2016-286. (Ferguson)

A special ordinance approving the sale of real property at 1333 West Livingston Street to Dawn Almeida for \$5,500 and authorizing the issuance of a deed for same.

Documents:

[2016-286.PDF](#)

45. CONSENT AGENDA – ONE READING BILLS. See Item #3.

46. Council Bill 2016-287. (Stephens)

A resolution confirming the appointment of Ryan Baker to serve on the Commercial Street Community Improvement District Board of Directors.

Documents:

[2016-287.PDF](#)

47. Council Bill 2016-288. (McClure)

A resolution granting a new liquor license to sell intoxicating liquor by the drink at retail, including Sunday sales, to The Blue Bull LLC, d/b/a Studio Ultra Lounge, located at all of the first floor and basement of 300 Park Central East, Springfield, Missouri, such license to include a patio on the north side of the building measuring 10 feet by 15 feet.

Documents:

[2016-288.PDF](#)

48. CONSENT AGENDA – SECOND READING BILLS. Citizens Have Spoken. May Be Voted On.

49. Council Bill 2016-263. (Ferguson)

A general ordinance authorizing the City Manager, or his designee, to enter into an Agreement for an Encroachment License with the General Council of the Assemblies of God; for the purpose of allowing an encroachment onto City right-of-way, for the placement of bollards located at 1445 North Boonville Avenue, to allow for safe ingress and egress, under the same

terms and conditions as encroachments are permitted on City rights-of-way under Chapter 98, Article VII of the Springfield City Code.

Documents:

[2016-263.PDF](#)

50. **Council Bill 2016-264. (Fulnecky)**

A special ordinance authorizing revenue received by the City from the sales of Fire Department branded merchandise to be placed in the City's Fire Public Education fund designated for the exclusive use of the Fire Department for public education efforts.

Documents:

[2016-264.PDF](#)

51. **Council Bill 2016-265. (Ferguson) City Staff Is Recommending This Bill Be Removed From The Agenda.**

A special ordinance approving the sale of real property at 1333 West Livingston Street to Dawn Almeida for \$5,500 and authorizing the issuance of a deed for same.

Documents:

[2016-265.PDF](#)

52. **Council Bill 2016-266. (Prater)**

A special ordinance approving the sale of real property at 2001 North Ramsey Avenue to Randy Lopez for \$7,200 and authorizing the issuance of a deed for same.

Documents:

[2016-266.PDF](#)

53. **Council Bill 2016-267. (Prater)**

A special ordinance approving the sale of real property at 701 and 703 East Dale Street to Randy Lopez for \$5,500 and authorizing the issuance of a deed for same.

Documents:

[2016-267.PDF](#)

54. **Council Bill 2016-268. (Ferguson)**

A special ordinance approving the sale of real property at 916 West Poplar Avenue to Betty A. Miller for \$5,700 and authorizing the issuance of a deed for same.

Documents:

[2016-268.PDF](#)

55. **BOARD CONFIRMATIONS.**

Confirm the following appointment to the Land Clearance for Redevelopment Authority: Benjamin Hall with term to expire March 1, 2017.

Confirm the following appointments to the Traffic Advisory Board: J.D. Stone with term to expire April 1, 2018, and Evan Bennett with term to expire April 1, 2019.

56. **END OF CONSENT AGENDA.**

57. **CLOSED SESSION:**

City Council will hold a closed meeting to discuss legal actions, causes of action, litigation, privileged and confidential communications pursuant to Section 610.021 (1), RSMo.; and this meeting, record, and vote shall be closed and the City Council shall stand adjourned at the end of the closed session.

Persons addressing City Council are asked to step to the microphone and clearly state their name and address before speaking.

All meetings are recorded.

In accordance with ADA guidelines, if you need special accommodations when attending any City meeting, please notify the City Clerk's Office at 864 - 1443 at least 3 days prior to the scheduled meeting.