

February 25, 2019
Springfield, Missouri

The City Council met in regular session February 25, 2019 in the Council Chambers at Historic City Hall. The meeting was called to order by Mayor Ken McClure. A moment of silence was observed.

Roll Call Present: Tom Prater, Mike Schilling, Jan Fisk, Andrew Lear, Phyllis Ferguson and Ken McClure.
Absent: Matthew Simpson, Craig Hosmer, and Richard Ollis

Minutes There being no additions, deletions, or corrections, the minutes of the February 11, 2019 City Council Meeting and February 19, 2019 Special City Council meeting were approved as presented.

Consent Agenda A request was made to remove Council Bill 2019-036 from Consent Agenda Second Reading Bills and it was added as item number 11.5. The Consent Agenda was approved as amended by the following vote:

Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None.
Absent: Simpson, Hosmer, and Ollis.

CEREMONIAL MATTERS

City Managers Report and responses to questions raised at the previous City Council Meeting.

City Manager's Report Jason Gage, City Manager, provided an update on the first monthly Crime Report of 2019 provided by Paul Williams, Police Chief. Mr. Gage noted there was an overall six percent increase in crime for the year to date. He added Officer Keith Wright reviewed recent crime data at the request of Rusty Worley, Downtown Springfield Association Executive Director, and revealed a reduction of crime in six categories, and an overall 25 percent decrease in crime downtown since 2017. Mr. Gage stated the decrease was a testament to Springfield Police Department's restructuring and addition of Center City Squads several years prior, and strategically selecting officers for those squads. He added the Community's investments in ballot initiatives over the past five years, The Downtown Community Improvement District's spending over \$100,000 per year in supplemental police patrols, Downtown Springfield Association's community events that draw approximately 100,000 people per year, and the millions of dollars in public and private investment bringing positive activity to the area are all responsible for lowering the crime rate in Downtown Springfield.

Mr. Gage provided an update on the Springfield Fire Department's involvement in National Heart Month during the month of February. He noted City partners Mercy, Cox Health, and local emergency services personnel in the 17-county region celebrated the success of Pulse Point, a free app that empowers CPR-trained citizens to provide critical response to cardiac arrests. Mr. Gage added nearly 1,000 people have downloaded the app since the project was launched in September 2017. He thanked the following funding and operational partners; Cox Health, Mercy, City of Springfield, Missouri State University, Ozarks Technical Community College, Drury University, Evangel University, City Utilities, and Springfield-Greene County Health Department.

Mr. Gage thanked Springfield Public Works Department road crews who worked diligently to keep roads salted and cleared throughout the recent Winter weather to hit the area. He added the department runs a pothole truck on City streets every day, except on snow and rain days, to

improve road conditions from deterioration caused by icy weather. Mr. Gage stated in the past month they were able to fill 717 potholes, and during the upcoming Spring months they will be able to fill the potholes and place permanent asphalt patches when asphalt becomes available.

Mr. Gage provided a reminder of the ¼-cent capital improvement sales tax renewal initiative on the April 2, 2019 ballot. He noted City voters will be asked to vote on whether to renew the 30-year-old ¼-cent capital improvement sales tax with a ballot proposal that is a continuation with no additional cost to taxpayers. Mr. Gages stated the tax has been in place since 1989 and has generated nearly \$250 million to maintain and improve City transportation and stormwater infrastructure systems. He added when possible, funding is leveraged with other partners, including County, State, and Federal Governments and Developers, and more information can be found at springfieldmo.gov/election.

Mr. Gage provided an overview of the City's new Down-Payment Assistance Program offered by the Springfield Planning and Development Department that is receiving a positive response to date. He noted the program encourages first-time home buyers to purchase homes in certain portions of Zone One and Zone Two and provides income-qualified home buyers with a loan up to \$5,000 for closing costs on homes not exceeding a purchase price of \$130,000. Mr. Gage stated the program is also open to non-first-time home buyers who are single parents or displaced homemakers under the Federal Income Guidelines He added more information is provided online at springfieldmo.gov.

The following bills appeared on the agenda under Second Reading Bills.

Anita Cotter, City Clerk, noted section 2-57 of City Code states there must be two or more Councilmembers in attendance at the City Council Meeting in addition to the number of votes required to pass a bill. Ms. Cotter stated City Council would not be able to take up items seven thru 11.5 on the agenda based on attendance this evening, and the items should be tabled until the March 11, 2019 City Council Meeting when there is sufficient attendance to take action.

Mayor McClure asked for clarification on action on City Council's behalf being required to make those changes. Rhonda Lewsader, City Attorney, responded tabling the items would show action was taken and section 2-57 of City Code states if zoning district maps are being amended, attendance by at least two more Councilmembers than the required number of votes is required. Ms. Lewsader expressed her opinion a motion would be in order to table the bills until the March 11, 2019 City Council Meeting to allow for sufficient attendance.

Mayor McClure moved to table Council Bills 2019-026, 2019-027, 2019-028, 2019-029, 2019-030, and 2019-036 until the March 11, 2019 City Council Meeting to comply with City Code Section 2-57. Councilman Prater seconded the motion, and it was approved by the following vote:

Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

**3411 S. Kansas
Avenue re-zoning**

Sponsor. Ollis. Council Bill 2019-026. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 2.27 acres of property, generally located at 3411 South Kansas Avenue, from R-LD, Low Density Multi-Family District, with Conditional Overlay District No. 145, to R-LD, Low Density Multi-Family District and establishing Conditional Overlay District No. 162; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Project Collective, LLC; 3411 South Kansas Avenue; Z-30-2018 w/COD #162.)

1630 W. Republic Street re-zoning

Sponsor. Hosmer. Council Bill 2019-027. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 6.99 acres of property, generally located at 1630 West Republic Street, from a R-SF, Single-family Residential District to GR, General Retail District and establishing Conditional Overlay District No. 165; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Southland Christian Church; 1630 West Republic Road; Z-3-2019 w/COD #165.)

1403, 1405, 1409, 1411, 1415, 1423, 1425, and 1427 E. Cherry Street and 527 S. Pickwick Avenue re-zoning

Sponsor: Prater. Council Bill 2019-028. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 1.18 acres of property, generally located at 1403, 1405, 1409, 1411, 1415, 1423, 1425, and 1427 East Cherry Street and 527 South Pickwick Avenue, from a R-HD, High Density Multi-Family Residential District and LB, Limited Business District within UCD District No. 2, Areas E and F to Planned Development District No. 366; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Pickwick and Cherry, LLC; 1403, 1405, 1409, 1411, 1415, 1423,1425, & 1427 East Cherry Street and 527 South Pickwick Avenue; Planned Development 366.)

3851 W. Farm Road 148/University Street annexation

Sponsor: Schilling. Council Bill 2019-029. A general ordinance amending Section 1-9 of the Springfield City Code, 'City Limits,' by annexing 9.3 acres of private property and 0.3 acres of Greene County right-of-way into the City of Springfield, Missouri, generally located at 3851 West Farm Road 148/University Street, and generally referenced as Annexation A-1-19; and amending the Springfield City Code, Chapter 46, Section 46-1, 'Boundaries of wards, precincts and council zones,' by adding this property to the ward and precinct assigned by the County Clerk. (By: A&R Property Developers, LLC; 3851 W. Farm Road 148/University St.; Annexation A-1-19.)

3851 W. Farm Road 148/University Street re-zoning

Sponsor. Schilling. Council Bill 2019-030. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 9.3 acres of property generally located at 3851 West Farm Road 148/University Street from County C-1, Neighborhood Commercial District, to R-MD, Medium Density Multi-Family Residential District and GR, General Retail District; and establishing Conditional Overlay District No. 166; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By: A&R Property Developers, LLC; 3851 W. Farm Road 148/University St.; Z-4-2019 w/COD #166.)

3851 W. Farm Road 148/University Street Preliminary Plat

Sponsor. Schilling. Council Bill 2019-036. A special ordinance authorizing the Director of Planning and Development to accept the dedication of public streets and easements to the City of Springfield, as shown on the Preliminary Plat of Opal Sunset Subdivision generally located at 3851 West Farm Road 148/University Street, 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 all the terms of this Ordinance. (Staff recommends that City Council accept the public streets and easements.)

Cost Share Agreement with Springfield Public Schools

Sponsor. Simpson. Council Bill 2019-031. A special ordinance authorizing the City Manager, or his designee, to enter into a Cost Sharing Agreement with Springfield Public Schools for the purpose of constructing a sewer main extension and driveway modifications; and amending the budget for Fiscal Year 2018-2019 in the total amount of \$57,452.40.

Council Bill 2019-031. Special Ordinance 27150 was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

South Avenue to Kimbrough Avenue Project

Sponsor. Simpson. Council Bill 2019-032. A special ordinance approving the plans and specifications for the Primrose Street – South Avenue to Kimbrough Avenue Project, referenced as Plan No. 2013PW0042WT; accepting the bid of Hartman & Company, Inc., in the amount of \$2,381,698.00, for the project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder.

Council Bill 2019-032. Special Ordinance 27151 was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

The following bills appeared on the agenda under Resolutions.

Medical Marijuana

Sponsor: Fisk. Council Bill 2019-041. A resolution to initiate amendments to the Springfield Land Development Code to address and allow for the implementation of Amendment 2 of the Missouri Constitution, ‘Medical Marijuana,’ in various districts. (Planning Staff recommends approval.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. Ms. Smith stated the proposed initiates amendments to the zoning ordinance in response to Missouri voters passing Constitutional Amendment Number 2 in November 2018, which legalized medical marijuana. She added it identified four types of facilities that may be associated with medical marijuana: cultivation, testing, manufacturing, and selling facilities. Ms. Smith expressed her opinion the Zoning Ordinance would require amendments to identify which districts those facility uses will be permitted in. She noted she will make a presentation to City Council at the City Council Lunch on March 5, 2019 to discuss the issue and anticipates being able to present the proposed amendments in Spring of 2019.

Mayor McClure asked for clarification on zoning amendments needing to be in place prior to August 3, 2019. Ms. Smith responded the State will begin accepting applications for licenses for these types of facilities, and applicants will be required to identify their location. She expressed her opinion the zoning ordinance should be amended so the State does not issue licenses for facilities in a district the City would currently not permit them.

An opportunity was given for citizens to express their views. With no speakers the public hearing was declared closed.

Councilman Lear asked for clarification on the timing for the proposed. Ms. Smith responded the State begins accepting applications on August 3, 2019 and has 150 days to respond to those applications once received. She added, she will present a framework to City Council the following week and take recommendations back to the Planning and Zoning Committee for their last meeting in March, or first meeting in April, and then bring the proposed amendments to City Council in April or May of 2019.

Council Bill 2019-041. Resolution 10431 was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

EMERGENCY BILLS

PUBLIC IMPROVEMENTS

The following bills appeared on the agenda under Grants.

**Public Health
Opioid Crisis**

Sponsor: Lear. Council Bill 2019-042. A special ordinance authorizing the City Manager, or his designee, to accept a grant from the Missouri Department of Health and Senior Services to support Public Health Opioid Crisis Response activities, federally funded by reimbursement from the Centers for Disease Control and Prevention; and amending the budget of the Springfield-Greene County Health Department for Fiscal Year 2018-2019 in the amount of \$100,000.00.

Councilman Lear stated the Springfield-Greene County Health Department requested to revise the grant documents, so he would be making a motion to table the bill to allow time for revisions to be incorporated, and a substitute bill to be brought back to City Council at the March 11, 2019 City Council Meeting.

Councilman Lear moved to table Council Bill 2019-042 until the March 11, 2019 City Council Meeting. Councilman Prater seconded the motion, and it was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

AMENDED BILLS

The following bills appeared on the agenda under Public Hearing Bills.

**2019 Capital
Improvements
Program**

Sponsor: Lear. Council Bill 2019-043. A resolution adopting the 2019 Capital Improvements Program, which identifies a schedule of public improvements for 2020 through 2024. (Planning and Zoning Commission and staff recommend approval.)

Randall Whitman, Principal City Planner, provided a brief overview of the proposed. Mr. Whitman noted the 2019 Capital Improvements Program is a schedule and strategy for funding and planning the construction, maintenance, and replacement of the City's infrastructure and public facilities for the next six-years. He added the purpose is to secure an estimate of all capital projects pending, and of those, which it is recommended should be undertaken within the budget year, and within the next five succeeding years. Mr. Whitman provided a definition of a Capital Improvement Project having a cost of \$100,000 or more, is significant, permanent, or has a useful life of six years or more, and is located on City owned property, right-of-way, or easements. He added a Capital Improvement Project includes an independent project or comprehensive project, but does not include funding for equipment, services, supplies, personnel or dangers building demolition.

Mr. Whitman stated projects and programs included in the Capital Improvements Program Schedule are all programs and projects vetted by City Staff, including of all planned projects and programs, however he noted inclusion does not guarantee implementation. Mr. Whitman added the Capital Improvements Program is a planning program intended to ensure transparency. He noted there are 55 new projects/programs added to the 2019 Capital Improvements Project Schedule, and 40 of those will receive funding in 2019. Mr. Whitman added planned capital improvements for 2019 include 126 proposed projects with an estimated cost of \$95,771,600 and planned capital improvements for 2020 thru 2024 include 160 proposed projects with an estimated cost of \$425,594,549. He noted there were 28 completed Capital Improvement Projects in 2017 at a cost of \$43,245,361.02.

Mayor McClure asked for clarification on the timeline of the Capital Improvements Program. Mr. Whitman responded there is a six-year rolling cycle that considers this year plus the following five years. Mayor McClure expressed his opinion there are many exciting projects that are needed, and it is good to have a plan in place.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

Council Bill 2019-043. Resolution 14032 was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

The following bills appeared on the agenda under First Reading Bills.

**Springfield-Greene
County 9-1-1 PAT
salary schedule**

Sponsor: Hosmer. Council Bill 2019-044. A general ordinance amending Chapter 2, Section 2-92 of the Springfield City Code, known as the 'Salary Ordinance,' relating to various job titles in the City of Springfield for the Springfield-Greene County 911 Emergency Communications Department, as contained in the Professional, Administrative and Technical (PAT) salary schedule, by approving six additional full-time equivalent Telecommunicator positions; and amending the Springfield-Greene County 911 Emergency Communications Department budget for Fiscal Year 2018-2019 in order to adjust the number of authorized employee Telecommunicator positions and to accept and appropriate \$88,534 in 911 County Sales Tax Revenue to fund the additional positions.

Zim Schwartz, Director of Emergency Communications, provided a brief overview of the proposed. Ms. Schwartz noted the Springfield-Greene County 9-1-1 Telecommunications Center is funded solely from a tax passed in 2007 and does not use City or County General Funds. She added the funding from the tax in 2019 is estimated to be enough to add six full-time positions, and the 9-1-1 Advisory Board and Greene County Board of Commissioners recommend approval.

Mayor McClure asked for clarification on the positions being added within the City Personnel system. Ms. Schwartz responded the County provides the funding, but the positions must be added through the City's Human Resources Department.

Councilwoman Ferguson asked for clarification if the additional would help limit overtime hours for current employees. Ms. Schwartz responded a previous work study showed the department could utilize as many as 16 additional positions and noted the 2019 funds would allow six additional positions to help begin limiting overtime hours being accrued.

Councilwoman Fisk asked for clarification on the average length of time employees stay in the department. Ms. Schwartz noted the department has the lowest turn over average to date at 10.95 percent, compared to a 19 percent National average. She added the department is lowering their turnover rate and keeping qualified employees longer, on average eight to ten years.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

**Fire Prevention
and Protection
Codes**

Sponsor: Prater. Council Bill 2019-045. A general ordinance amending the Springfield City Code, Chapter 54, 'Fire Prevention and Protection,' Article II, 'Fire Prevention Code,' Section 54-32, to make certain deletions, amendments and additions to Sections 108, 901, 320, 1008, 1010, 1013, 1031, and Appendix T of the International Fire Code; including a savings clause and a severability clause; and establishing an effective date.

Councilman Prater stated City staff requested time to complete additional amendments to one section of Fire Code, and he would be moving to amend the bill to allow time for the amendments to be drafted.

Councilman Prater moved to amend Council Bill 2019-045. Councilman Schilling seconded the motion, and it was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

David Pennington, Fire Chief, provided a brief overview of the proposed. Chief Pennington noted a separate issue from the proposed; there is a section of Fire Code related to tents and he is aware of the issue and the department is working to provide a timely solution. He stated excluding section 320 which was removed by the amendment, the proposed is inclusive of the information presented to City Council at the previous City Council Lunch. Chief Pennington stated Section 108 provides the City the opportunity to partner with a third-party compliance engine for fire protection systems and tracking. He added Sections 1008, 110, 113, and 131 are specific to clarifying language for regulation of maintenance and testing of life safety systems.

An opportunity was given for citizens to express their views, with no speakers the public hearing was declared closed. Mayor McClure noted the public hearing on the amendment only would be carried over to the March 11, 2019 City Council Meeting.

Fire protection system records with Brycer, LLC

Sponsor: Hosmer. Council Bill 2019-046. A special ordinance authorizing the City Manager, or his designee, to enter into an agreement with Brycer, LLC, for the tracking and notification of fire protection system records and required testing in structures within the City.

Kevin Trogdon, Division Chief, provided a brief overview of the proposed. Chief Trogdon stated the proposed will allow the City to enter into an agreement with Brycer, LLC. He added Brycer, LLC will ensure the systems which are required to meet International Fire Code are maintained and working properly by contacting the occupancies and notifying them of tests that are due, and the Fire Department will be able to access the test results online. Chief Trogdon noted this would allow for better tracking of the systems, and it is a three-year agreement with auto-renewals.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

Intergovernmental Agreement with Community College District of Central Southwest Missouri

Sponsor: Simpson. Council Bill 2019-047. A special ordinance authorizing the City Manager, or his designee, to enter into a revised Intergovernmental Agreement with Community College District of Central Southwest Missouri, AKA Ozarks Technical Community College, for the purpose of providing cooperative training between the Fire Department and Ozarks Technical Community College.

David Pennington, Fire Chief, provided a brief overview of the proposed. Chief Pennington noted the proposed would allow for revisions to a Memorandum Of Understanding between the City, Fire Department, and Ozarks Technical Community College (OTC) for the use of shared space, training cycles, and materials with the College's science program. He added the proposed ensures continued shared equity between both systems and all parties as growth continues to occur. Chief Pennington thanked several OTC Staff for their cooperation and efforts with the proposed.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

**Airport Budget
Fiscal Year 2018-
2019**

Sponsor: Fisk. Council Bill 2019-048. A special ordinance amending the budget of the Airport for Fiscal Year 2018-2019, in the amount of \$800,000.00, to appropriate fund balance reserves of the Customer Facility Charge Reserve Fund.

Brian Weiler, Director of Aviation, provided a brief overview of the proposed. Mr. Weiler noted the Springfield/Branson National Airport continues to grow, there are several projects currently taking place. He stated the proposed would allow for improvements to the car rental return and storage area. He added this area has a separate bond issue from the terminal building and provided a visual display of the location of proposed improvements. Mr. Weiler stated the Airport has three owner/operators that run seven car rental brands and have over 80,000 rental contract days per year. He added car rental is the second largest stream of revenue, behind parking, for the Airport, and the Airport Board recommends approval.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

**Division Street
and Grant Avenue
Intersection
Project**

Sponsor: Ferguson. Council Bill 2019-049. A special ordinance approving the plans and specifications for the Division Street and Grant Avenue Intersection Project, generally referred to as Plan No. 2017PW0087; accepting the bid of Ewing Signal Construction, LLC, in the amount of \$224,814.25, for the Project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder.

Alexis Walker, Engineer, provided a brief overview of the proposed. Ms. Walker stated the proposed would allow for signal replacement, ADA compliant sidewalk improvements, and stormwater improvements at the intersection of Division Street and Grant Avenue. She noted it was advertised in the Daily Events, notice to contractors were mailed out, and a bid opening was held on February 5, 2019. Ms. Walker added a bid from Ewing Signal Construction in the amount of \$224, 814.25 was received and awarded the project. She noted the project would be funded with the ¼ cent capital improvements tax fund.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

**1051 W. College
Street**

Sponsor: Schilling. Council Bill 2019-050. A special ordinance authorizing the City Manager, or his designee, to enter into a contract for the purchase of certain real estate generally located at 1051 West College Street, in the amount of \$65,000.00.

Eric Claussen, Traffic Engineer, gave a brief overview of the proposed. Mr. Claussen noted the proposed project was initiated thru the Neighborhood Works Program and is located in the West Central Neighborhood, east of the existing park. He expressed his opinion the proposed is vital to the Route 66 Roadside Park Master Plan. Mr. Claussen noted the Neighborhood Advisory Council and Planning and Zoning Commission recommend approval.

Councilman Schilling asked for clarification on uses of the proposed space. Bob Belote, Director of Parks and Recreation, responded replica tourist cabins that could be utilized as functional restrooms, storage space, and potentially a visitor kiosk to welcome park visitors would be located on the site. Mr. Belote expressed his opinion this is a critical acquisition for the Parks Department and thanked the Public Works Department and the City for their support of the Neighborhood Works Program. Mr. Belote added approximately 2 million dollars over the past 18 months has been injected into the Parks Program from Neighborhood Works Program and U. S. Department of Housing and Urban Development (HUD) funds.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

**Allied Services,
LLC
d/b/a Republic
Services of the
Ozarks**

Sponsor: Simpson. Council Bill 2019-051. A special ordinance approving solid waste disposal agreements with Allied Services, LLC, d/b/a Republic Services of the Ozarks, a Delaware limited liability company and Waste Corporation of Missouri, Inc., a Delaware corporation, for the delivery of a certain tonnage of solid waste to the city landfill or payment of the equivalent tipping fee of the tonnage.

Errin Kemper, Director of Environmental Services, provided a brief overview of the proposed. Mr. Kemper stated one year ago City Council requested Environmental Services re-negotiate new solid waste disposal agreements with the two local companies that own their own landfills; or propose a new flow control ordinance that would require all trash generated in the City be taken to the City's landfill. He noted the City has reached new agreements with WCA Waste Corporation and Republic services for solid waste disposal to replace the two existing agreements set to expire in April 2019, and the proposed would allow for the execution of the new agreements. Mr. Kemper thanked WCA Waste Corporation and Republic Services for their partnerships and helping the City secure stable funding for the future of waste disposal.

Mayor McClure asked for clarification on the duration of the agreements. Mr. Kemper responded they are ten-year agreements with two optional five-year extensions.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

**Alcoholic
Beverages at City
Events**

Sponsor: McClure. Council Bill 2019-052. A general ordinance amending the Springfield City Code, Chapter 10 – 'Alcoholic Beverages,' Section 10-62. – 'Exception for general merchandise stores, restaurants, and exempt organizations,' to increase the number and expand the area for certain permitted events; amending Chapter 78 – 'Offenses and Miscellaneous Provisions,' Section 78-4. – 'Possession, sale or consumption of alcoholic beverages in public place,' to amend the title of Subsection (c); amending Chapter 106 – 'Traffic and Vehicles,' Section 106-50. – 'Use of City right-of-way during Artsfest'; and including a provision to sunset this Ordinance on December 31, 2019.

Cora Scott, Director of Public Information and Civil Engagement, provided a brief overview of the proposed. Ms. Scott noted since 2011 City Council has reviewed a list of proposed events, and this year the list consists of nine Downtown events, two Commercial Street events, and the Annual ArtsFest for the consideration of having alcohol available in the Public Rights-Of-Way. She noted the Community started working with City Council a decade prior for the C-Street Jam event and then expanded to five events in the Park Central Square Mall area. Additionally, in 2014 the list expanded to eight events in the Park Central Square Mall, and to ten events in 2018. She expressed her opinion this process has provided a very measured approach of expansion of Community Events.

Ms. Scott noted the benefits of Community Events are new patron attraction that reintroduces thousands of citizens and customers to Center City, enhancing vibrancy, and aiding in economic development through talent attraction and additional sales for local businesses. She added these events promote crime reduction by reducing criminal behaviors through positive activities, and additional presence of officers required for alcohol inclusive events. Ms. Scott stated the proposed requests alcohol be available for 12 events; eight event dates for the Park Central Square area, the Route 66 Festival area, ArtsFest area, and two dates for Commercial Street area. She noted oversight includes the Downtown Community Improvement District, Commercial

Street Community Improvement District, Regional Arts Council, the Downtown Springfield Association, the City, and City partners.

Ms. Scott noted the 2018 calendar of Community Events with alcohol showed 12 events were approved for alcohol being available in Public Rights-Of-Way, and ten of those events took place. She added there are 12 proposed events with alcohol on the 2019 Community Events calendar and displayed a map of each proposed area where the events would be held.

An opportunity was given for citizens to express their views. With no speakers, the public hearing was declared closed.

PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

Appeared

James Cox addressed City Council. Mr. Cox stated he is a former City employee of the Public Works and Environmental Services Departments, and added he spent 11 years at the Southwest Treatment Plant (STP). He expressed his concern regarding the rate of pay for STP employees not being up to standard, and concerns for the work environment. Mr. Cox expressed his opinion the recent explosion that occurred during construction at the STP was a result of the work environment present there every day, and that STP employees should be included in the hazardous pay schedule like City Landfill employees. He stated he is knowledgeable about the gas control detection and prevention systems at the STP and offered to be of assistance to City Council and the City.

Appeared

Richard Hernandez addressed City Council. Mr. Hernandez stated he had a basic knowledge of a Missouri Ethics Commission (MEC) complaint filed against Councilwoman Fisk, that he has never met Councilwoman Fisk or contributed to any political campaigns, and he has never met the person who filed the complaint. He added he has read information and viewed photographs pertaining to the complaint online, and had read City Codes regarding conflicts of interest for City Council Members. Mr. Hernandez expressed concern that City Council had not addressed the complaint provided to them. He also expressed concern surrounding the transportation contract that had been awarded. He expressed his opinion City Council should be aware of the issue and inform the citizens.

Mayor McClure stated City Council is aware of the complaint filed with the MEC and is allowing that process to take its course.

NEW BUSINESS

UNFINISHED BUSINESS

MISCELLANEOUS

CONSENT AGENDA FIRST READING BILLS

The following bills appeared on the agenda under Consent Agenda One Reading Bills.

**Joint Sanitary
Sewer District No.
78 of Section No.
18**

Sponsor: Ferguson. Council Bill 2019-053. A special ordinance to levy and assess a special tax against the lots, blocks, and parcels of ground hereinafter described and to establish rates to pay for the cost of the construction of sanitary sewers in Joint Sanitary Sewer District No. 78 of Section No. 18, in the general vicinity of Eldon Avenue and San Fernando Drive in Springfield and Greene County, Missouri; providing for inclusion of City properties in said district in the City Sewer Financial Assistance Program; authorizing the City Clerk to issue special tax bills and deliver the same to the Director of Finance to be registered in his office in accordance with this Ordinance; and declaring that this bill qualifies for approval in one reading.

Council Bill 2019-053. Special Ordinance 27152 was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

**Board of Directors
of the James River
Commons
Community
Improvement
District**

Sponsor: Simpson. Council Bill 2019-054. A resolution confirming the appointments of Corey Wiemann, Bob Jakubeck and the reappointment of Robert Green to the Board of Directors of the James River Commons Community Improvement District. (Staff recommends approval.)

Council Bill 2019-054. Resolution 10433 was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

The following bills appeared on the agenda under Consent Agenda Second Reading Bills.

**2332 N. Lyon
Avenue**

Sponsor: Prater. Council Bill 2019-034. A special ordinance approving the conveyance of real property generally located at 2332 North Lyon Avenue to Janey Marie Young; and authorizing the Mayor to execute a Quit Claim Deed for said conveyance.

Council Bill 2019-034. Special Ordinance 27153 was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

**1400 block of West
Elfindale**

Sponsor: Schilling. Council Bill 2019-035. A special ordinance approving the Final Development Plan of Planned Development District No. 46, on 0.46 acres generally located at the 1400 Block of West Elfindale Street. (Planning and Zoning Commission and Staff recommend approval.)

Council Bill 2019-035. Special Ordinance 27154 was approved by the following vote: Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None. Absent: Simpson, Hosmer, and Ollis.

**Opal Sunset
Subdivision
Preliminary Plat**

Sponsor: Schilling. Council Bill 2019-036. A special ordinance authorizing the Director of Planning and Development to accept the dedication of public streets and easements to the City of Springfield, as shown on the Preliminary Plat of Opal Sunset Subdivision generally located at 3851 West Farm Road 148/University Street, 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 all the terms of this Ordinance. (Staff recommends that City Council accept the public streets and easements.)

A request was made to remove Council Bill 2019-036 from Consent Agenda Second Reading Bills and it was added as item number 11.5. The Consent Agenda was approved as amended by the following vote:

Ayes: Ferguson, Prater, Schilling, Fisk, Lear, and McClure. Nays: None. Abstain: None.
Absent: Simpson, Hosmer, and Ollis

END OF CONSENT AGENDA.

ADJOURN.

There being no further business, the meeting adjourned at approximately 7:26 p.m.

Prepared by
Melissa Carman

Anita J. Cotter, CMC/MRCC
City Clerk

DRAFT