

September 21, 2020
Springfield, Missouri

The City Council met in regular session September 21, 2020 in the City 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. Richard Ollis, Andrew Lear*, Abe McGull, Matthew Simpson*, Mike Schilling* **, Phyllis Ferguson*, Jan Fisk*, Craig Hosmer and Ken McClure. Absent. None.

*Members attending via videoconference.

**Signed into City Council meeting at 10:06 pm and signed out at 11:12 pm.

Minutes

The minutes of September 8, 2020 City Council meeting and September 14, 2020 Special City Council Meeting were approved as presented.

CEREMONIAL MATTERS

City Manager Report

Jason Gage, City Manager, noted the Grant Avenue Parkway virtual community visioning sessions continue this week, focusing on the portion of the parkway running through the Fassnight neighborhood. He noted the online program begins at 6 p.m. and runs on the City's cable channels, grantavenueparkway.com and on Facebook.com/cityofsgf. Mr. Gage noted on October 1, 2020 the Community Tough Talk Collaborative will launch a series of community conversations geared toward positive action and noted the City is a member of the collaborative. He shared the first program will be virtual, beginning at 6:30 p.m. on prosperspringfield.org and Facebook.com/cityofsgf and the topic is ERacism: Action Toward Positive Change. Mr. Gage noted the City hosted a program on Saturday with the Community Remembrance Coalition. He noted a representative from Black Archives of Midwest – Kansas City participated in the soil collection ceremony which memorialized three men who were lynched in Springfield in 1906. Mr. Gage noted jars with the victims' names were filled with soil from the site and transported to Kansas City for a statewide exhibit. He explained the City participates in these types of efforts to ensure we never forget. Mr. Gage noted on Friday, City staff hosted a visit by the United States' Environmental Protection Agency (EPA). He noted Administrator Andrew Wheeler and District 7 Administrator Jim Gulliford were present. Mr. Gage noted they visited building and land sites involving contamination, including the History Museum, former manufactured gas plant, Jordan Valley West Meadows trail site, an affordable housing project on Sherman and The Fairbanks. Mr. Gage concluded his report with a Good News Video created by the Health Department and Public Information Department depicting a toolkit for businesses and workplaces. He noted the video online at health.springfieldmo.gov/business.

Clay Goddard, Director of Public Health and Welfare, noted he has been in regular attendance at City Council meetings and Tuesday City Council lunch workshops to provide updates regarding COVID-19. He noted the seven-day rolling average case count is down 16.4% and he shared his opinion masking is making a difference, as well

as the hard work and plans put in place by the educational institutions. Mr. Goddard reviewed the updated dashboard on the Health Department's website. He reviewed the definition and need for isolation and quarantine. Mr. Goddard strongly encouraged people to take isolation and quarantine seriously. Mr. Goddard reviewed information related to lagging indicators such as hospitalizations and fatalities. He reiterated COVID-19 is real, it is not going away, and reminded people of the three W's (wear a mask, wash your hands, and watch your distance).

Mayor McClure clarified when the coronavirus was first announced, the precautionary steps implemented were taken to flatten the curve and to allow health care facilities time to ramp up for the expected epidemic. He expressed his opinion the steps taken to allow facilities to secure equipment and space are now needed by people diagnosed with COVID-19.

Councilman Simpson expressed his gratitude to Mr. Goddard and his staff for the additional data added to the dashboard.

The following bills appeared on the agenda under Second Reading Bills. Citizens Have Spoken. Except Item No. 7. Citizens May Speak to Item No. 7. May Be Voted On.

Rezoning at 3503, 3521, 3527, and 3535 South Lone Pine Avenue

Sponsor: Simpson. Council Bill 2020-187.

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 4.2 acres of property, generally located at 3503, 3521, 3527, and 3535 South Lone Pine Avenue from R-SF, Single-family Residential, GR, General Retail, and LB, Limited Business District to Planned Development No. 374; and adopting an updated Official Zoning Map. (Planning and Zoning Commission and Staff recommend approval.) (By: Elevation Enterprises, LLC; 3503, 3521, 3527, and 3535 South Lone Pine Avenue; Planned Development 374.)

Mayor McClure noted public hearing for the amendment was held on September 8, 2020 and continued to the City Council meeting on September 21, 2020.

An opportunity was given for citizens to express their views for the amendment only. Anita Cotter, City Clerk, noted there are 14 speakers; therefore, as is Council policy, speakers will be limited to three minutes.

Chad Cook spoke in support of the proposed. He noted he is a small business owner. Mr. Cook expressed his opinion Mr. Jenkins has consistently worked with neighborhood residents, is bringing back beloved businesses, is adding needed infrastructure, and is preserving historic buildings and as much nature as possible. He expressed his opinion the applicant has gone above and beyond to accommodate the neighborhood, but there is a small group consistently opposed and demanding changes. Mr. Cook encouraged City Council to vote in favor of the proposed.

Juliet Barron spoke in opposition of the proposed. She noted she lives within a quarter mile of Sequiota Park for five years. Ms. Barron expressed her belief the development will fail resulting in a derelict site in a prominent location. She listed reasons why she believes the development will fail citing numerous requests for exceptions, parking, and the types of renters the development will attract.

Jake Headrick spoke in support of the proposed. He noted he is a college basketball coach for the past 15 years and moved to Springfield two years ago. Mr. Headrick expressed his surprise at how nice of an area Springfield is and how he passed on an opportunity to move to Birmingham, Alabama to stay in Springfield because the community is so special. He expressed his opinion the development will continue to improve the area and draw people to Springfield. Mr. Headrick expressed his astonishment for the repeated concessions the applicant has made to address citizen concerns.

Betsy Johnson spoke in opposition of the proposed. She reviewed multiple zonings for the past seven years, citing zoning, restrictions, lot size, the Galloway Policy document, and conditional overlays.

Brian Gambriel did not appear to address City Council.

Amy Haymes spoke in opposition of the proposed. She noted she owns a commercial property directly south of the proposed. Ms. Haymes noted she has spoken on the proposed at prior City Council meetings. She reiterated she is directly affected by the development because of the traffic generated, which will cross her property and does not have a shared easement. Ms. Haymes expressed her belief the increased traffic will lower her property value and risk the safety of her customers and tenants. She expressed her opinion City Council members have been contacted over the past several months in a variety of mediums by residents, business owners, and developers expressing concern the proposed is a bad development prospect.

Clayton Baker spoke in support of the proposed. He noted he and his wife have been in communication with the applicant for over two years. Mr. Baker noted he and his wife were the previous owners of the Sequiota Bike Shop. He expressed his excitement of possibly reopening the restaurant because the applicant is preserving historic buildings. Mr. Baker expressed his support for the applicant's continued attempts of addressing community concerns and going above and beyond minimum requirements.

Ron Boles spoke in opposition of the proposed. He expressed his opinion the applicant is unable or unwilling to formulate a plan supported by area residents, business owners, and fellow developers, policy documents, plans and standards, and complies with City codes. Mr. Boles expressed his opinion residents would have supported the development if several items had been met (he then reviewed the six items).

Kayshia Rosenbury spoke in support of the proposed. She noted he has lived in the Galloway neighborhood for seven years. Ms. Rosenbury reviewed how she researched

the proposed and prepared to speak at the City Council meeting. She expressed her support for the proposed and listed the reasons she supports the proposed.

Stuart Venable spoke in opposition of the proposed. He noted his profession for the past 40 years has been to protect the watershed and the public's health. Mr. Venable noted the number one cause of water pollution today is stormwater runoff. He expressed his opinion regarding City staff's comparison of the proposed to other developments and reviewed stormwater runoff requirements for other developments in the Galloway Creek area.

Brandon Biskup spoke in support of the proposed. He noted he is a designer with H Design Group. Mr. Biskup expressed his opinion the proposed exceeds established standards by zoning ordinances and the Galloway Policy document. He reviewed amendment changes noting reducing intensity of development by removing the garage level parking, reducing the number of stories, and reducing the amount of building area. Mr. Biskup noted the reductions in units, stories, parking spaces, commercial square footage, traffic generation, grading, and building height. He reviewed the number of trees preserved versus the number of trees required to be preserved.

Rob Haik spoke in support of the proposed. He noted he is the principal of H Design Group. Mr. Haik submitted a video to be played while he spoke. He expressed his opinion both sides have made concessions and the applicant has met or exceeded all requirements, has provided information and renderings, and has prepared a thoughtful proposal to enhance the neighborhood.

Amanda Jenkins spoke in support of the proposed. She noted she is a co-owner of Elevation Development. Ms. Jenkins expressed her vision of the Treadway development. She expressed her opinion the amendment changes are a direct result of concerns expressed by Galloway residents. Ms. Jenkins expressed her belief the development plans are a result of listening to residents and being open to change.

Mitch Jenkins spoke in support of the proposed. He noted he is a co-owner of Elevation Development. Mr. Jenkins noted he has made numerous compromises and changes to the development over the past several years. He quickly reviewed many of the changes to the proposed. Mr. Jenkins expressed his belief Galloway residents had expressed concern at the August 24, 2020 City Council meeting regarding the height and number of stories of the development; therefore, he responded by eliminating the subterranean parking garage. He reviewed how the amendments address concerns expressed by Galloway residents.

Anita Cotter, City Clerk, noted there was a protest petition and it was found to be sufficient at 37% and a copy of the supplemental explanation has been provided electronically. She noted a supermajority, or 6 votes, will be required for passage.

There being no further questions or comments, Mayor McClure asked for questions or comments from members of City Council.

Councilman Simpson asked for clarification on stormwater improvements.

Mary Lilly Smith, Director of Planning and Development, answered the developer will be required to complete downstream improvements, preserve the streambuffer, water quality and install a culvert under Lone Pine. She explained location and watersheds.

Councilman Simpson asked for clarification between holding water and moving water downstream.

Chris Dunnaway, Principal Engineer, explained fees in lieu of stormwater detention based on location related to the watershed. He explained Lone Pine is in a flood plain and therefore the developer will be required to install an additional culvert under Lone Pine, rather than paying the full fee. Mr. Dunnaway noted the applicant will still pay the fee, but will be providing the fee in the form of improvements on Lone Pine. He added if the cost of the improvements is less than the required fee, the applicant will be required to pay the remaining fee amount.

Mayor Pro Tem Ferguson asked what the amount of water coming off of the development will be compared to current rates.

Mr. Dunnaway noted he does not have the information with him, but will be able to get the information to City Council. He noted the applicant will be providing water quality which will reduce the impact. Mr. Dunnaway noted the reason a fee is allowed in these types of situations is because the overall impact to the watershed is minimal. He expressed his belief the development will not have an impact on the flooding in the area.

Mayor Pro Tem Ferguson asked if the culvert would be built prior to the development, if the culvert could handle the amount of runoff, and where the culvert would be outletting to.

Mr. Dunnaway answered the culvert would be built prior to the development, the culvert will sufficiently address the runoff, and would outlet to Galloway Creek.

Mayor Pro Tem Ferguson asked if there is a concern regarding water pollutants.

Mr. Dunnaway answered no, as the applicant is required to address water quality. He noted there are numerous measures available and it will be up to the developer as to what method(s) are selected; however, the plan must be approved by the City.

Councilman Hosmer asked if water detention was to filter out pollutants.

Mr. Dunnaway noted it is not, it is part of the water quality. He noted some people choose to implement water quality controls in the detention pond.

Councilman Hosmer expressed concern for the runoff due to the proximity to Galloway Creek. He asked what mechanisms will be utilized to monitor for pollutants.

Mr. Dunnaway noted there are several different methods in the City's criteria a developer may select, such as rain guards, pervious pavement, and grass swales.

Councilman Hosmer asked how the removal of trees impacts the water quality.

Mr. Dunnaway noted if trees are preserved, there are water quality credits that can be applied.

Mary Lilly Smith, Director of Planning and Development, noted the typical requirement for open space is 20%, but the planned development requires 25%.

Councilman Simpson asked if the proposed meets the Galloway Guidelines.

Ms. Smith noted City staff worked with the developer to ensure the proposed meets the Galloway Village Policy document.

Tim Rosenbury, Director of Quality of Place Initiatives, reviewed his involvement with the project and conversations with the developer. Mr. Rosenbury noted he focused on the streetscape. He expressed his opinion the proposed supports Quality of Place Initiatives.

Councilman Hosmer asked for the definition of Quality of Place.

Mr. Rosenbury answered he prefers the term “place making” and described place making as when something is unique, significant, or memorable and the kind of place that attracts people, a place residents want to show visitors.

Councilman Hosmer asked if an area can be overdeveloped. He expressed concern at overdeveloping Galloway Corridor.

Mr. Rosenbury noted he did not review the density portion of the proposed as it had been developed and reviewed with Planning and Zoning. He expressed his opinion supporting density and highest and best use of sites, as it is a more sustainable approach to development and public infrastructure.

Mayor McClure noted the proposed is now in front of City Council for consideration.

Councilman Ollis expressed his gratitude to all involved in the process, including City staff, neighbors, and people in the community. He noted the proposed has been a two plus year project and reviewed actions that have occurred since the inception of the project. Councilman Ollis noted the City is investing over \$11 million in the Galloway area and reviewed projects and associated costs. He noted the proposed meets the Galloway Guidelines, the City requirements, City staff recommends the proposed, and the advisor board recommends the proposed. Councilman Ollis noted he is supporting the proposed.

Councilwoman Fisk noted she has read, researched, and talked with constituents regarding the proposed. She expressed her opinion the area was run down at one time, but is now a sought-after area due to the walk-ability of an area one can truly live, work, and play. Councilwoman Fisk expressed her opinion there are other areas of Springfield that would embrace a development such as the proposed, she reviewed the

Roundtree area and how it is flourishing. She expressed her opinion the applicant has made repeated concessions to meet the requests of the neighborhood and has gone above and beyond to create a well-thought out development. Councilwoman Fisk noted she will support the proposed.

Councilman Lear noted over two years ago, as a citizen, he signed a petition opposing an apartment development across from Sequiota Park. He expressed his opinion a great deal has changed over the past two years and based on the factors presented, he believes the proper action is to approve the proposal.

Councilman Hosmer asked if the Comprehensive Plan recommends single family residential on the north edge.

Mary Lilly Smith, Director of Planning and Development, answered affirmatively. She noted this was prior to the rezoning of the tract immediately adjacent to the north and reiterated based on past City Council actions the area zoned for single family is no longer appropriate.

Councilman Hosmer expressed his opposition to the proposed and noted the reasons he believes the proposed should be denied.

Councilman Simpson expressed his gratitude for all involved in the process. He expressed his opinion as there are many people with different opinions and passions, it is good the City has a strong evaluation process, ensuring developments meet numerous requirements. Councilman Simpson noted all City departments have recommended approval. He expressed his support for the applicant preserving the historic buildings. Councilman Simpson reviewed the positive changes and outcomes in the Galloway Corridor if the proposed is approved and noted he will be voting in support of the proposed.

Councilman McGull expressed his gratitude to everyone who has voiced their opinion regarding the proposed. He noted the property had been vacant for a long time and now a husband and wife team want to invest in the property and the community. Councilman McGull expressed his opinion neighbors are telling neighbors (the applicants) what they can or cannot do with the land they own. He expressed his opinion the constitution allows for a person to enjoy the gains of their own industry and the constitution was written that way so elected officials are not caught up in emotion or heated discussion, but reflect on the growth of the City. Councilman McGull reviewed annual expenses incurred by the City and expressed his opinion the City should want private individuals to invest in the community. He noted the City received only \$7,000 in property tax last year from the vacant lot owned by the applicant. Councilman McGull noted he will be voting in support of the proposed.

Mayor Pro Tem Ferguson expressed gratitude to all involved in the process. She noted she spent seven years chairing the Planning and Zoning Committee. Mayor Pro Tem Ferguson expressed her opinion development will happen in the Galloway Corridor. She expressed her concern for the stormwater runoff. Mayor Pro Tem Ferguson expressed opinion developments should consider the highest and best use of the land

and new residents to the Galloway Corridor would see this proposed as the highest and best use of the land. She noted she will be voting in support of the proposed.

Mayor McClure expressed his gratitude to all involved in the process of the proposed. He reviewed processes and meetings related to Galloway Corridor. Mayor McClure noted the process has been followed and expressed his opinion if the proposed is denied it would send a message that opportunity and process do not matter. He noted he will be supporting the proposed.

Mayor McClure called for a roll call vote.

City Council Bill 2020-187. General ordinance 6614 was approved by the following roll call vote: Ayes: Ferguson, Fisk, Ollis, Lear, McGull, Simpson and McClure. Nays: Hosmer. Absent: Schilling. Abstain: None.

Condemning right of way - Hunt Branch Trunk Sewer Project

Sponsor: Lear. Council Bill 2020-207.

A special ordinance amending Special Ordinance 27371, which declared the necessity of condemning right-of-way for the purpose of constructing and maintaining sanitary sewers in the Hunt Branch Trunk Sewer Project, to correct the legal description of a sanitary sewer easement.

Mayor McClure noted public hearing was held on September 8, 2020 on the proposed and it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

There being no questions or comments, Mayor McClure called for a roll call vote.

City Council Bill 2020-207. Special ordinance 27389 was approved by the following roll call vote: Ayes: Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, Simpson and McClure. Nays: None. Absent: Schilling. Abstain: None.

Intergovernmental Agreement with Springfield R-12 Schools – Crossing Guard Program

Sponsor: Hosmer. Council Bill 2020-208.

A special ordinance approving the City Utilities' Fiscal Year 2021 Annual Operating Budget for its Fiscal Year ending September 30, 2021.

Mayor McClure noted public hearing was held on September 8, 2020 on the proposed and it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

There being no questions or comments, Mayor McClure called for a roll call vote.

City Council Bill 2020-208. Special ordinance 27390 was approved by the following roll call vote: Ayes: Fisk, Hosmer, Ollis, Lear, McGull, Simpson, Ferguson and McClure. Nays: None. Absent: Schilling. Abstain: None.

Intergovernmental Agreement with Springfield R-12 Schools – Crossing Guard Program

Sponsor: Ollis. Council Bill 2020-209.

A special ordinance authorizing the City Manager, or his designee, to enter into an Intergovernmental Agreement between the City of Springfield and the School District of Springfield R-12 to share the costs of a third-party vendor to operate a school crossing guard program inside the city limits of Springfield.

Mayor McClure noted public hearing was held on September 8, 2020 on the proposed and it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

There being no questions or comments, Mayor McClure called for a roll call vote.

City Council Bill 2020-209. Special ordinance 27391 was approved by the following roll call vote: Ayes: Hosmer, Ollis, Lear, McGull, Simpson, Ferguson, Fisk and McClure. Nays: None. Absent: Schilling. Abstain: None.

Schedule of Equipment No. 2 – Part of Existing Master Equipment Lease Purchase Agreement

Sponsor: Lear. Council Bill 2020-210.

A special ordinance authorizing the City Manager, or his designee, to enter into Schedule of Equipment No. 2, which will become a part of its existing Master Equipment Lease Purchase Agreement, the proceeds of which will be used to pay the costs of acquiring equipment for the City’s Information Technology Department, including upgrades to the server room, including mechanical, electrical and plumbing equipment and improvements necessary for proper installation and operation of such equipment, to do all things necessary to carry out the lease-purchase transaction, including the execution of certain documents in connection therewith; and amending the budget of the City for Fiscal Year 2020-2021 in the amount of \$373,817.

Mayor McClure noted public hearing was held on September 8, 2020 on the proposed and it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

There being no questions or comments, Mayor McClure called for a roll call vote.

City Council Bill 2020-210. Special ordinance 27392 was approved by the following roll call vote: Ayes: Ollis, Lear, McGull, Simpson, Ferguson, Fisk, Hosmer and McClure. Nays: None. Absent: Schilling. Abstain: None.

Salary Ordinance – “Director of Diversity & Inclusion”

Sponsor: McClure. Council Bill 2020-211.

A general ordinance amending Chapter 2, Section 2-92 of the Springfield City Code, known as the ‘Salary Ordinance,’ for the purpose of adding one new job title of ‘Director of Diversity & Inclusion’ to the Department Head Series (“DHS”) salary schedule and one full-time equivalent position to the City Manager’s Office; and by amending the Fiscal Year 2020-2021 budget of the City to adjust the authorized employee positions in the City Manager’s Office and to fund the position.

Mayor McClure noted public hearing was held on September 8, 2020 on the proposed and it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

Councilman Simpson expressed his gratitude to City staff for working on this position. He expressed his opinion it is a good first step towards making Springfield as welcoming and inviting as possible.

Mayor McClure commended the City Manager for work on creating this position.

There being no further questions or comments, Mayor McClure called for a roll call vote.

City Council Bill 2020-211. General ordinance 6615 was approved by the following roll call vote: Ayes: Lear, McGull, Simpson, Ferguson, Fisk, Hosmer, Ollis and McClure. Nays: None. Absent: Schilling. Abstain: None.

Sponsor: Ferguson. Council Bill 2020-212.

A general ordinance amending the Springfield City Code, Chapter 74, 'Nuisance and Housing Code,' Article VII, 'Nuisances,' Division 2, 'Weeds and other rank vegetation,' Section 74-404, 'Permitting growth of weeds over seven inches in height,' by adding a minimum fine for repeated violations.

Mayor McClure noted public hearing was held on September 8, 2020 on the proposed and it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

Mayor Pro Tem Ferguson explained she brought this bill forward because she receives complaints from many constituents regarding people continually not mowing until they receive notification from the City. She expressed her opinion this causes people to become their neighbor's keeper and hopes this bill will coax people into being responsible prior to a neighbor calling to report a violation.

There being no further questions or comments, Mayor McClure called for a roll call vote.

City Council Bill 2020-212. General ordinance 6616 was approved by the following roll call vote: Ayes: McGull, Simpson, Ferguson, Fisk, Hosmer, Ollis, Lear and McClure. Nays: None. Absent: Schilling. Abstain: None.

**Chapter 74
"Nuisance and
Housing Code"**

The following bill appeared on the agenda under Resolutions.

**Stormwater
Improvements
Along Delaware**

Sponsor: McGull. City Council Bill 2020-214.

A resolution adopting a Resolution approving the use of funds from the Minor Neighborhood Improvement Program in the amount of \$100,000 for stormwater improvements along Delaware Avenue between Talmage Street and North Street (Zone 2).

Chris Dunnaway, Principal Engineer, provided a brief overview of the proposed. He noted the project was in response to service requests from citizens. Mr. Dunnaway provided a map noting water is running from the south to the north and flooding private property. He provided photos of flooding in the area.

Councilman Hosmer asked if the Minor Neighborhood Improvement Program was formerly known as the pothole fund.

Mr. Dunnaway answered affirmatively.

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

Mayor McClure noted the proposed is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

Councilman McGull thanked Councilman Hosmer for his role in developing a better method for using the pothole fund.

There being no further questions or comments from City Council members, Mayor McClure called for a roll call vote.

City Council Bill 2020-214. Resolution 10523 was approved by the following roll call vote: Ayes: Simpson, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: Schilling. Abstain: None.

EMERGENCY BILLS

PUBLIC IMPROVEMENTS

The following bills appeared on the agenda under Grants.

**CARES Act Funds
for Adult and
Dislocated
Workers**

Sponsor: Ferguson. City Council Bill 2020-215.

A special ordinance authorizing the City Manager, or his designee, to utilize Coronavirus Aid, Relief, and Economic Security Act funding made available by the Missouri Department of Higher Education and Workforce Development in the amount of \$458,000.00, to fund job training for adult and dislocated workers; and declaring that this bill qualifies for approval in one reading.

Sally Payne, Assistant Director of Workforce Development, provided a brief overview of the proposed. She noted Workforce Development is training in areas such as information technology, solar, truck driving, dental assisting, and warehouse training. Ms. Payne noted bills will be sent to Jefferson City and Workforce Development has until October 31, 2020 to spend all of the funding.

Mayor McClure asked if Workforce Development will be able to spend all \$458,000.00 in five weeks.

Ms. Payne answered affirmatively.

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

There being no questions or comments from City Council members, Mayor McClure called for a roll call vote.

City Council Bill 2020-215. Special ordinance 27393 was approved by the following roll call vote: Ayes: Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, Simpson and McClure. Nays: None. Absent: Schilling. Abstain: None.

Sponsor: Schilling. City Council Bill 2020-216.

**Workforce
Innovation and
Opportunity Act
Dislocated Worker
Individual
Training**

A special ordinance authorizing the City Manager, or his designee, to accept Workforce Innovation and Opportunity Act Dislocated Worker Individual Training Account Work-based Learning grant funding in the amount of \$100,000.00 to be used for training eligible Dislocated Workers and to enter into necessary agreements to carry out the grant; amending the budget for the Department of Workforce Development for Fiscal Year 2020-2021 in the amount of \$100,000.00; and declaring that this bill qualifies for approval in one reading.

Sally Payne, Assistant Director of Workforce Development, provided a brief overview of the proposed. She noted City Council approved similar funding over the summer and Workforce Development expended \$100,000.00. Ms. Payne noted Workforce Innovation and Opportunity Act Dislocated Worker Individual Training Account Work-based Learning replenished the \$100,000.00 and Workforce Development will have until December 2020 to expend the \$100,000.00.

Councilman Ollis expressed his gratitude to Ms. Payne and her staff for their hard work and assisting citizens who may have fallen on hard times, whether related to the coronavirus or not.

Mayor Pro Tem Ferguson expressed concern for the viability of the Workforce Development satellite office in zone 1. She asked if any of the funding from these two grants be used toward office rent.

Ms. Payne answered funds must be used for training.

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

There being no questions or comments from City Council members, Mayor McClure called for a roll call vote.

City Council Bill 2020-216. Special ordinance 27394 was approved by the following roll call vote: Ayes: Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, Simpson and McClure. Nays: None. Absent: Schilling. Abstain: None.

AMENDED BILLS

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

Council Bill 2020-217, Council Bill 2020-218, and Council Bill 2020-219 were read together.

**Annexation
Located at 6177
South Farm Road
189**

Sponsor Simpson. City Council Bill 2020-217.

A general ordinance amending Section 1-9 of the Springfield City Code, 'City Limits;' and amending Section 46-1 of the Springfield City Code, 'Boundaries of wards, precincts and council zones;' for the purpose of annexing 45 acres of private property into the City of Springfield, Missouri, generally located at 6177 South Farm Road 189 and referenced as Annexation A-4-2020. (Staff recommends approval.) (By: Frank and Kimberly Steed; 6177 South Farm Road 189; A-4-2020.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. Ms. Smith noted the proposed was brought forward at the request of the property owner and covers approximately 45 acres of private property. She noted the proposed is for single-family townhomes, all City services can be provided to the property, and the area is contiguous and compact. Ms. Smith noted the City can furnish normal services within a reasonable period, the proposed allows for continued growth and development by maximizing use of existing resources while minimizing costs to citizens, and staff recommends approval.

Councilman Ollis asked if primary access to this property is Farm Road 189.

Ms. Smith answered affirmatively

**Rezoning 38 Acres
Located at 6177
South Farm Road
189**

Sponsor: Simpson. City Council Bill 2020-218.

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 38 acres of property generally located at 6177 South Farm Road 189 from County R-1, Suburban Residence District to R-SF Single-Family Residential District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By: Frank and Kimberly Steed; 6177 South Farm Road 189; Z-17-2020.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. She noted the proposed is appropriate for low density housing, residential single-family is intended primarily for single-family detached dwellings of approximately seven units per acre, and staff and Planning and Zoning recommend approval.

**Rezoning 6.68
Acres Located at
6177 South Farm
Road 189**

Sponsor: Simpson. City Council Bill 2020-219.

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 6.68 acres of property generally located at 6177 South Farm Road 189 from County R-1, Suburban Residence District to R-TH, Residential Townhouse District; and adopting an updated Official Zoning Map. (Staff recommends approval, Planning and Zoning Commission recommends denial.) (By: Frank and Kimberly Steed; 6177 South Farm Road 189; Z-18-2020.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. She noted the proposed is appropriate for low density housing; residential townhouse is intended to accommodate a variety of housing types, including single-family detached, single-family semi-detached, duplex and townhouse dwellings with approximately 11 units per acre; staff recommend approval; and, Planning and Zoning recommend denial.

Councilman Hosmer asked the basis for denial by Planning and Zoning.

Ms. Smith answered there was concern expressed by residents in the neighborhood regarding the higher density and this resonated with Planning and Zoning.

Councilman Ollis asked if the higher density area is along the golf course.

Ms. Smith answered affirmatively.

Councilman Ollis asked if the Millwood golf course and community owns the property listed in the proposed.

Ms. Smith answered they do not own the property.

Councilman McGull asked if the remainder of the property would be single family, and only this portion is for residential townhouse.

Ms. Smith answered affirmatively and reiterated these are two separate zoning cases.

Jason Gage, City Manager, asked how the finding of fact influenced the Planning and Zoning Commission's decision.

Ms. Smith answered the comments from the neighborhood resonated with the Commission and noted it was a split vote.

Mr. Gage asked if any finding of facts were presented, as they are a quasi-judicial board, to the Commission to demonstrate why the proposed would not be compatible.

Ms. Smith noted the Planning and Zoning Commission is not a quasi-judicial board, they are an advisory board.

Councilman Simpson asked for clarification on discussion at the Planning and Zoning meeting regarding viewing the proposed as a planned development versus a rezoning case.

Ms. Smith answered the developer spoke about the quality of the development being proposed and several commissioners expressed concern over lack of control over the building in a rezoning versus a planned development.

An opportunity was given for citizens to express their views.

Chris Wynn spoke in support of the proposed. He noted he is a civil engineer with CJW Transportation Consultants in Springfield. Mr. Wynn noted the proposed requires city sewer, therefore, the City requires the applicant to annex into Springfield. He reviewed the lot sizes, single-family zoning and citizen feedback, and a proposed secondary access to the proposed on Millwood Drive. Mr. Wynn expressed his opinion the proposed is a high-quality development and is compatible with the area surrounding the golf course. He expressed his belief citizens in the neighborhood were concerned about the height of the townhouses and the concern from the Commission was the lack of control over the proposed. Mr. Wynn noted the developer is paying a significant amount of money for the property and is paying for the sewer extension and for all the infrastructure.

Councilman Ollis asked if the developer would be amenable to submitting a planned development.

Mr. Wynn expressed his opinion the developer would most likely forego a planned development and construct patio homes.

Douglas Evans did not appear.

Becky Cameron spoke in opposition of the proposed. Ms. Cameron noted she learned of the proposed two weeks ago and expressed her opinion the posted notice on Farm Road 189 was inadequate. She also expressed concern the letters sent to five adjacent properties do not address the other 400 homeowners in the neighborhood. Ms. Cameron expressed concern over traffic and safety on Millwood Drive. She requested City Council table the proposed can be researched and studies conducted.

Walt Cameron spoke in opposition of the proposed. Mr. Cameron noted he spoke at Planning and Zoning in opposition to the proposed. He expressed his frustration at the lack of notice of the proposed. Mr. Cameron stated he spoke to a multitude of his neighbors and none of them had been notified of the proposed. He recommended City Council postpone the vote on the proposed until people in the Millwood community can be notified of the proposed and respond in an intelligent manner to a development that will affect them.

Councilman Hosmer asked what the notification requirements are for annexation and zoning changes.

Mary Lilly Smith, Director of Planning and Development, responded there is not a notification requirement for annexation. She noted for zoning, the applicant is to notify property owners within 500-feet and hold a neighborhood meeting; however, the requirement to hold a neighborhood meeting has been waived due to COVID-19. Ms. Smith noted the proposed was originally scheduled for the Planning and Zoning Commission meeting on August 13, 2020; however, the Commission did not have a quorum. She noted Millwood residents had signed up to speak to the proposed. Ms. Smith noted the proposed was tabled to the September 10, 2020 Planning and Zoning Commission meeting.

Councilman Hosmer clarified zoning notifications outside the City are the same as inside the City.

Ms. Smith answered affirmatively. She noted state law requires property owners within 185-feet to be notified, but the City has extended that to 500-feet.

Councilman Lear asked if the developer could move forward with the development without annexation and if so, would he have access to Millwood Drive.

Ms. Smith answered she would need to check the suburban density limits for the county, but noted the area is designed to be a residential subdivision.

Councilman Lear clarified the developer could build the proposed, minus the townhomes, without coming to the City.

Ms. Smith answered affirmatively. She noted when city sewer is installed, the City requires a consent to annex.

Councilman Simpson clarified the Planning and Zoning only recommended denial on Council Bill 2020-219.

Ms. Smith answered affirmatively.

Councilman Ollis recapped the progression of the proposed and confirmed the consent of annexation. He then asked if the City had led the developer in this direction by requiring the consent of annexation.

Ms. Smith answered affirmatively.

Dane Seiler spoke in support of the proposed. Mr. Seiler noted he is with the CJW development team. He noted the developer wants the development to complement Millwood and noted they have been in discussion with the golf course and club house since the inception of the development in November 2019. Mr. Seiler expressed his belief the golf course and club house are supportive of the proposed. He noted they held a neighborhood meeting at the Millwood club house, even though they were not required to do so. Mr. Seiler expressed his opinion the primary concern of residents is traffic. He noted they had a second neighborhood meeting on September 28, 2020 at the Millwood club house, with again the primary concern being traffic. Mr. Seiler reviewed townhouses and the research the developer conducted and the developer's intent.

Councilman McGull asked if there is a possibility of moving the townhomes closer to Farm Road 189 and putting the single-family homes closer to the golf course.

Mr. Seiler noted it had been considered, but the developer felt the golf course is an amenity to the townhomes. He explained the townhomes are on a smaller lot, but if the townhomes are positioned on the golf course, it will give the feel of a large backyard.

Councilman McGull asked for details on the townhomes.

Mr. Seiler answered the developer is considering a patio court home, up to two stories, and similar to the architecture of the Old Ivy subdivision.

There being no further speakers the public hearing was declared closed. Mayor McClure noted City Council will vote on each of the bills on October 5, 2020.

Mayor McClure noted the time as 9:35pm and City Council will recess until 9:55pm.

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

**Contract of
Obligation with
the Missouri
Department of
Natural Resources**

Sponsor: Lear. City Council Bill 2020-220.

A special ordinance authorizing the City Manager, or his designee, on behalf of the city, to enter into a Contract of Obligation with the Missouri Department of Natural Resources, whereby the City agrees to financially secure the future closure and post-closure care of all currently active and previously completed portions of the City's Sanitary Landfill.

Errin Kemper, Director of Environmental Services, provided a brief overview of the proposed. Mr. Kemper noted this is an amended contract and is a routine and annual process in order to maintain compliance with state and federal solid waste management. He noted the change is an increase of \$122,901.00.

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

**Contract with
Motorola Solutions
for Watch Guard
Body Worn
Cameras**

Sponsor: Fisk. City Council Bill 2020-221.

A special ordinance authorizing the City Manager, or his designee, to enter into a contract with Motorola Solutions for the purchase of Watch Guard body worn cameras and all necessary hardware to implement a Body Worn Camera program for the Springfield Police Department and approving the use of the Minor Neighborhood Improvement Program funds from the 1/4-Cent Capital Improvement Sales Tax.

Paul Williams, Police Chief, provided a brief overview of the proposed. Chief Williams noted he has been requesting body worn cameras for approximately eight years, but funding was not available; however, the cost has come down considerably. Chief Williams noted there have been changes in technology, storage, and searching and redacting data. He noted they have tested many products and have selected the Motorola Solutions. Chief Williams noted the proposed includes cameras, accessories, and computer aided dispatch, data storage, unlimited cloud storage, and unlimited agency access. He noted the proposed is for 240 body worn cameras, one for each uniformed officer. Chief Williams reviewed first year costs, where funds will come from, and what the remaining balance is in each fund. He noted cameras will be up and running approximately 90-120 days from the date the contract is signed.

Councilman Ollis asked what other vendors were considered.

Chief Williams noted three other vendors who were considered.

Councilman Ollis asked about the need for additional personnel and second- and third-year costs.

Chief Williams noted the life span of the cameras is 5-10 years, he has developed a five-year plan, and the on-going cost moving forward is approximately \$125,000.00 per

year. He noted due to technological advances, he will now only need two additional staff members rather than six.

Councilman Hosmer expressed his gratitude to Chief Williams for his perseverance and then clarified the life span of the equipment and there is a camera for each officer.

Chief Williams noted 5-10 years for the hardware and the software will require maintenance and upgrades and this is part of the cost. He affirmed each officer will have a body worn camera, noting the cameras are personally assigned and each officer is responsible for his or her camera.

Councilman Hosmer asked if there will be a procedure established for when the camera is engaged.

Chief Williams noted they are currently in the process of writing the standard operating procedures. He noted the first draft will be available in a few weeks for Mr. Gage and Mr. Quigley's review and then will be given to the Chief's Community Advisory Group for community review group for feedback.

Councilman Hosmer asked Chief Williams to explain how the cameras will assist beyond citizen/police interactions.

Chief Williams noted accountability and transparency between officers and citizens and studies have found when people know they are being recorded, they behave more appropriately. He also noted the cameras will allow for a visual review of interactions to be added to the evidentiary review.

Councilman Simpson thanked Chief Williams for his work on the project and asked if the remaining fund balances are general seat balances or zone balances.

Chief Williams noted his information lists the remaining funds as zones, and noted there is no mention of general balances.

Councilman Simpson clarified there will be community input as the policies for body cameras are created and review from City Council.

Chief Williams answered affirmatively. He noted the community has pushed for this project and therefore he will have the Chief's Community Advisory Group review the policies. Chief Williams noted the Chief's Community Advisory Group is comprised of 15-20 people from all aspects of the community. He noted as soon as this policy is finalized, it will be published online.

Jason Gage, City Manager, noted a lot of input has already been submitted and they will be reviewing the input.

Councilman Hosmer asked if the proposed was passed, when would the proposed be operational.

Chief Williams noted his goal was January 2021. He noted it would be operational 90-120 days from the time the contract is signed.

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

**Special Obligation
Improvement
Bonds (Airport
Hangar Facility)**

Sponsor: Fisk. City Council Bill 2020-226.

A special ordinance authorizing and directing the issuance, sale and delivery by the City of Springfield, Missouri, of Special Obligation Improvement Bonds (Airport Hangar Facility), Series 2020A (AMT), in a principal amount not to exceed \$12,000,000 for the purpose of providing funds to pay costs related to improvements to the City's airport facilities; amending the Fiscal Year 2020-2021 budget of the City in the amount of \$12,899,357.00; authorizing and approving certain documents in connection with the issuance of the Bonds; authorizing certain other documents and actions in connection therewith; and declaring an emergency.

Brian Weiler, Director of Aviation, provided a brief overview of the proposed. He noted the proposed has been in the works for three years. Mr. Weiler noted American Airlines is the largest of the four carriers at the airport and currently have 41% of the market share. He noted American Airlines has had aircraft maintenance operation at the airport since 1996. Mr. Weiler noted initially this was located in the open, on the ramp area adjacent to the terminal, then moved to a leased hanger in 2004. He noted the hanger is large enough to house three of the smaller jets. Mr. Weiler noted American Airlines has been flying larger, more economical jets lately and noted the hanger is not large enough to house even one of these jets and this is causing issues. Mr. Weiler noted plans were discussed three years ago to build a larger hanger that would be able to house three of the larger jets and the facility would be a long-term lease to American Airlines with payments being applied to the bond. He noted the proposed would allow the airport to retain 75 existing quality aircraft maintenance jobs and will help support future quality air service in the community.

Chuck Allen, Managing Director of State & Local Government Affairs, American Airlines, noted he is based at the Global Headquarters in Fort Worth, Texas. Mr. Allen noted American Airlines staff conduct end of day maintenance and planned repairs on the fleet of small aircraft. He noted the larger aircrafts are the future of service to small and medium cities. Mr. Allen expressed his opinion the new hanger will allow American Airlines to improve overnight maintenance operations and preserve the maintenance base for many years to come. He expressed his gratitude to Brian Weiler and his team.

Councilman Ollis expressed his belief the proposed is a wonderful opportunity to enhance the relationship, as well as American Airline's service in Springfield. He asked about potential for job growth.

Mr. Allen noted American Airlines is not seeking to increase positions at this time. He noted due to the pandemic, airlines are having a difficult time. Mr. Allen expressed his hope the industry will experience a rebound by the time the project is completed.

Councilman Simpson expressed his gratitude to Mr. Weiler and Mr. Allen. He asked what is the salary range for the 75 jobs being retained.

Mr. Allen answered American Airline technicians are paid more than the county average. He noted in a similar situation in New York, salary plus benefits exceeded \$60,000. Mr. Allen noted he would need to double check the exact numbers for Springfield.

Mayor Pro Tem Ferguson thanked everyone who has worked on the project. She expressed her opinion between the National Guard and Fort Leonard Wood, qualified employees would be available when American Airlines is ready to expand.

David Holtmann, Director of Finance, provided a brief overview of the funding of the proposed. He noted if passed, the proposed would allow for the sale of special obligation improvement bonds. Mr. Holtmann reviewed the anticipated total proceed amount, use of funds, reserve funds, and anticipated premium amount. He noted the proposed would require the 2020-2021 budget to be amended.

An opportunity was given for citizens to express their views.

Alex Greiwe spoke in support of the proposed. She noted she is the project manager with Workforce Development at the Springfield Area Chamber of Commerce. Ms. Greiwe expressed her opinion a strong airport is critical to continued economic vitality and quality of place. She expressed her opinion business leaders come to Springfield daily and are making decisions on where to invest and locate their businesses, and therefore any enhancements to the airport would be a worthy investment. Ms. Greiwe expressed her belief growth at the airport will facilitate future growth through greater activity and greater air service for our region, as well as the investment of quality jobs. She expressed her gratitude to the many parties involved in developing the proposed.

Councilman Simpson thanked Ms. Greiwe for her hard work on the proposed.

Greg Herren spoke in support of the proposed. He noted he is the Director of Business Development and General Manager of Multi-Craft Contractors, Inc. Mr. Herren expressed his gratitude to the many involved in developing the proposed. He expressed his opinion economic development has not been more critical than it is now. Mr. Herren expressed his opinion the improvements are a significant step for the airport and for the Springfield region. He encouraged City Council to vote in favor of the proposed to demonstrate Springfield does support growth, development, investment in key access, such as the airport. Mr. Herren thanked Mr. Allen for American Airlines interest in Springfield.

There being no further speakers the public hearing was declared closed.

Mayor McClure noted City Council will vote on the proposed at a Special City Council meeting on September 29, 2020. The Mayor expressed his gratitude to Mr. Allen.

PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

Pam Kezerle did not appear to address City Council.

Nathan Lucas addressed City Council. Mr. Lucas expressed concern for traffic at the parking garage at Olive and Campbell. He noted the racing traffic occurs nightly until approximately 3:00 am. Mr. Lucas expressed his understanding residents choosing to live downtown know there will be some amount of noise, but expressed his belief the noise coming from the parking garage is obscene. He noted when he has contacted the Springfield Police Department (SPD), he has been instructed to contact the City and when he has contacted the City, he is told to contact the SPD. Mr. Lucas expressed his belief SPD is well aware of the issues in the parking garages. He noted he wanted City Council to be aware of the significant amount of illegal activity taking place in the free parking garages, as there does not seem to be anyone that can do anything about it.

Councilman Ollis noted he has heard from other citizens in the downtown area that this continues to be an issue. He asked City staff what can be done, noting he frequents the downtown area. Councilman Ollis expressed his agreement with Mr. Lucas, noting a person should not have to endure the nightly noise from the parking garages.

Jason Gage, City Manager, answered the situation is a policing problem and noted he will meet with Chief Williams.

Councilman Hosmer asked if the noise ordinance is based on decibels and if SPD is equipped with a meter to read decibels. He expressed his agreement with Mr. Lucas and his colleagues, noting he also hears the traffic noise.

Rhonda Lewsader, City Attorney, answered the noise ordinance is not based on decibels, but notes there is a code provision citing vehicles out of repair or being used in a manner to create excessive noise that could be used as a provision.

Councilman Simpson expressed his agreement with Mr. Lucas and his colleagues. He noted he has also heard the racetrack sounds until 2:00 or 3:00 am.

Councilman McGull expressed his agreement and thanked Mr. Lucas for bringing the matter to City Council's attention. He expressed his opinion the downtown area is changing for the better and a place where people want to live, so thought should be given on how to mitigate the traffic and noise.

Mayor McClure thanked Mr. Lucas for bringing the matter forward and noted City Council will be looking into the matter.

Tim Havens addressed City Council. Mr. Havens expressed his delight with the creation of the position of Director of Diversity and Inclusion for the City. He expressed his opinion this is the first time, as a city, Springfield has taken a proactive step for social justice. Mr. Havens expressed his gratitude to the City Council. He also congratulated citizens of Springfield for speaking out for social justice. Mr. Havens

also thanked City Council for moving forward with body worn cameras for the Springfield Police Department.

Councilman McGull thanked Mr. Havens for the compliment.

Bob Estep addressed City Council. Mr. Estep noted he is a beef farmer who owns 1200 acres in Sparta. He noted cows are tagged and can be tracked using GPS. Mr. Estep expressed his belief people are also tagged through their phones and real IDs and therefore, can also be tracked/traced to ensure they are six feet apart. He asserted this tracking is unconstitutional.

Michael Hasty addressed City Council. He noted he lives in zone 2 and asked if City Council had answers to any of the questions, he posed at the last City Council meeting. Mr. Hasty reviewed his questions regarding the effectiveness of masking, CARES Act funding, Springfield's metrics system, closure of government buildings, and the mitigation level needed related to crimes in Springfield.

Carl Hawn addressed City Council. Mr. Hawn began his time with a prayer. He expressed his opinion he has been confrontational with City Council because of passion, not disrespect. Mr. Hawn expressed his opinion City Council has been disrespectful to him. He expressed his belief respect has to be earned and challenged City Council to earn his, as he is a registered voter. Mr. Hawn asked City Council to answer the questions that have been posed to them. He expressed a difference of opinion, noting Mayor McClure cited at the previous City Council meeting it is not the City Council's responsibility to have a dialog with citizens speaking during petitions and remonstrances, while he believes it is. Mr. Hawn noted this is the fourth City Council meeting he has attended. He reviewed questions he has posed regarding the effectiveness of masking, the assurance of a decrease in COVID-19 cases due to masking, the COVID-19 situation and statistics in the county jail, and COVID-19 deaths in people who had underlying health conditions. Mr. Hawn asked City Council to tell him when the COVID-19 numbers were going to decrease because of masking.

Councilman Hosmer asked Mr. Hawn if he wears a mask in public.

Mr. Hawn noted he does not.

Councilman Hosmer suggested Mr. Hawn may be a reason why there is an increase in the recurrence of COVID-19.

Mr. Hawn noted he has not had any symptoms.

Councilman Hosmer noted transmission may occur without any symptoms.

Mr. Hawn admitted the possibility, but expressed his belief there are more deaths from the flu than from COVID-19.

Councilman Hosmer noted 200,000 people have died in the United States due to COVID-19, 55 people from Greene County have died from COVID-19, and most

people have pre-existing conditions, such as diabetes, high blood pressure, lung ailments, and immunosuppressed systems.

Mr. Hawn asked for statistics of people under the age of 55 in the city, county, or state that have died from COVID-19.

Councilman Hosmer asked if Mr. Hawn only cares about people who are under the age of 55.

Mr. Hawn answered no and asked if their lives mean more than his child's life who is being forced to wear a mask. Mr. Hawn expressed his belief wearing a mask is causing damage to his daughter's immune system and lungs. He asked if his life meant less as he is required to wear a mask and it is damaging his lung capacity.

Councilman Hosmer questioned Mr. Hawn, noting Mr. Hawn had previously stated he does not wear a mask.

Mr. Hawn answered affirmatively and expressed his opinion if he did wear a mask, it would affect his health. He noted he refuses to wear a mask.

Councilman Hosmer asked how does not wearing a mask impact his life.

Mr. Hawn answered when he goes in public he has been threatened, he's been thrown out of businesses, he draws uncomfortable looks, and has been demonized for not wearing a mask. He expressed his opinion the mask mandate has turned the community into a policing state. Mr. Hawn noted his mother is not able to wear a mask due to lung issues.

Councilman Hosmer noted under the mask ordinance, she does not have to wear a mask.

Mr. Hawn noted his mother is still ridiculed and draws uncomfortable looks.

Councilman Hosmer expressed his belief the cited reaction is wrong.

Mr. Hawn expressed his opinion the mask mandate is making it dangerous for others.

Councilman Hosmer expressed his opinion City Council is trying to listen to the best science to lessen transmission of the virus and that is to wear a mask. He noted there are people who do not like to wear a mask, but expressed his opinion people wear a mask to prevent infection and to prevent people ages 60 through 90's from dying. Councilman Hosmer asked Mr. Hawn if he was willing to do that.

Mr. Hawn answered he was not. He answered he is willing for masking to be a choice, not a mandate. Mr. Hawn expressed his opinion it is his civil liberty to not medicate in any way he does not believe he needs to.

Mayor Pro Tem Ferguson suggested Mr. Hawn stop yelling at City Council.

Mr. Hawn stated he was not trying to yell.

Mayor Pro Tem Ferguson thanked Mr. Hawn for attending and voicing his concerns. She noted she too is a veteran and she highly values freedom. Mayor Pro Tem Ferguson expressed her opinion Mr. Hawn is yelling and implying City Council is less than intelligent. She expressed her belief City Council is trying the best they can based on the information they have received to try to contain a virus in a community of 160,000 with another 150,000 entering the city daily.

Mr. Hawn thanked Mayor Pro Tem Ferguson for her comments and apologized for yelling. He asked if City Council can approach masking the same as the Governor and make masking a choice.

Mayor Pro Tem Ferguson noted City Council is following the Governor's suggestion of allowing each municipality the ability to determine what is best for the citizens of said municipality, and City Council has decided masking is what is best for the Springfield community.

Heather Dietz addressed City Council. Ms. Dietz expressed her belief City Council is dispensing propaganda to promote fear and a false sense of security to justify removing personal freedoms by means of the mask mandate. She expressed her opinion the mask mandate is a form of tyranny and an overreach of government, has devastated people emotionally and financially, and has forced people to compromise their health. Ms. Dietz expressed her opinion the video presented at the beginning of the City Council meeting is propaganda. She expressed her belief she uses common sense and will not live in fear.

Lisa Meeks addressed City Council. Ms. Meeks noted the elderly that have passed away due to COVID-19 were in long-term care facilities and the facilities had been shut-down long before the Springfield was shut-down. Ms. Meeks expressed her belief the only people the long-term care residents came in contact with were people wearing masks; therefore, if masks work, there should not have been any deaths. She noted Mr. Goddard did not provide an update on the statewide masking ordinance in Arkansas like he said he would do. Ms. Meeks expressed her opinion this is because after the statewide masking mandate, there was an increase in positive cases and deaths. She expressed her belief masks do not work. Ms. Meeks posed the question why City Council thinks they should be allowed to order medical devices and supplies for people, when even doctors cannot make those decisions. Ms. Meeks reviewed several studies, statements made by professionals and healthcare organizations, and statistics related to the ineffectiveness of masking, retracted information, and/or have not come to fruition. She reviewed the 19 studies cited by City Council and listed her beliefs how the 19 studies have been incorrectly applied to the masking mandate.

Seth Brooks did not appear to address City Council.

John Coglean addressed City Council. Mr. Coglean expressed his opinion there is strong evidence to suggest mandates, lockdowns, and other controls have not slowed the spread of COVID-19 and have caused more harm to society than the virus itself. He

expressed his belief measures of control were initially done in good faith. Mr. Coglean reviewed situations associated with control measures he believed to be cringe worthy, such as mask it or casket. He reviewed casualties of COVID-19 control measures citing increased suicide rates, drug and alcohol use, and homelessness. Mr. Coglean asked what the effect on children's mental health will be when every individual encountered is to be perceived as a deadly threat. He listed countries and states which implemented masking and had increased COVID-19 rates. Mr. Coglean reviewed COVID-19 statistics in Greene County and noted the positive rate has more than doubled under the masking mandate. He compared Greene County statistics to Sweden, as Clay Goddard compared Greene County statistics to Joplin.

Melanie Taylor addressed City Council. Ms. Taylor thanked Councilman McGull for his comment on the constitution, citing his statement government should not stand in the way of people who wish to invest in the community and people who do not own the property should not be telling the people who do own the property what they should do with their property. She expressed her opinion this is exactly what the mask mandate does and cited the example of businesses being told how they can operate and how many people can be allowed into their establishment. Ms. Taylor cited Councilman McGull who quoted the Missouri Constitution Article 1, Section 2, and she then read Article 1. She expressed her opinion City Council is acting in hypocrisy and illegally by continuing to restrict businesses.

Dean Taylor addressed City Council. Mr. Taylor noted an adage "numbers do not lie, but people do" and expressed his interpretation the adage means numbers can be manipulated to achieve a desired objective. He expressed his opinion at times, a person's objective needs to be questioned prior to jumping to conclusions and causing harm to people, families, businesses, and schools. Mr. Taylor expressed his belief in his adult life he has never committed a crime and he has followed the rules, but through the masking mandate he is now considered a criminal. He expressed his opinion many people are offended by the mandate because they are veterans or love this country and they just want to be heard. Mr. Taylor requested City Council to truly consider if the masking mandate is the right thing for the people of Springfield and the surrounding towns.

Amber Neil addressed City Council. Ms. Neil asked City Council to rescind the mask mandate. She expressed her belief the statistics do not justify the mask mandate and the situation is no longer an emergency. Ms. Neil noted Mr. Goddard stated he would be updating City Council on the statewide masking mandate in Arkansas and has not done so the last two City Council meetings. She expressed her opinion people have been encouraged to tattle on each other and therefore unauthorized authority has been given to fearful people. Ms. Neil expressed her frustration she cannot meet with her Sunday school class, but patrons can meet at Showtime Joe's. She noted she is not against masking; she is against the mandate.

Cary Wells did not appear to address City Council.

Swayne Loftis addressed City Council. He noted he emailed a presentation to the City Council's general email address this afternoon. Mr. Loftis expressed his gratitude to City Council for diligence and attempting to save Springfield from unnecessary harm from COVID-19. He noted the information he is going to share is available at curenow.tv. Mr. Loftis expressed his opinion Hydroxychloroquine has been proven to stop COVID-19 when administered early, it stops the virus from reproducing in the lungs, proven effective in preventing a person from contracting COVID-19, is inexpensive, has less side effects than aspirin, and has been available for more than 65 years. He noted Hydroxychloroquine is sometimes administered with zinc and/or with the antibiotic Azithromycin. Mr. Loftis expressed his belief medical staff are harassed if they attempt to administer Hydroxychloroquine.

Meike Aton did not appear to address City Council.

NEW BUSINESS

Refer facilitation of community racial equity listening sessions to the Committee of the Whole.

UNFINISHED BUSINESS

MISCELLANEOUS

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

MoCAN Grant and *SGF* *Neighborhood News*

Sponsor: McGull. City Council Bill 2020-222.

A special ordinance authorizing the City Manager, or his designee, to accept Coronavirus Aid, Relief, and Economic Security Act grant funding made available by the Missouri College Access Network in the amount of \$8,000.00, in exchange for providing information about top job pathways in Springfield through the *SGF Neighborhood News*.

Consolidated Police Records Management System

Sponsor: Ollis. City Council Bill 2020-223.

A special ordinance authorizing the City Manager, or his designee, to modify the current Intergovernmental Agreement with Greene County, Missouri, relating to the use of a consolidated Police Records Management System.

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

**Jennifer Peterson
to the Downtown
Springfield
Community
District Board of
Directors**

Sponsor: McClure. City Council Bill 2020-224.

A resolution confirming the appointment of Jennifer Peterson to the Downtown Springfield Community District Board of Directors. (Staff and the Downtown Springfield Community Improvement District Board of Directors recommend approval.)

City Council Bill 2020-224. Resolution 10524 was approved by the following roll call vote: Ayes: Simpson, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: Schilling. Abstain: None.

**Liquor License to
Ozarks Events
LLC, d/b/a
Dublin's Pass**

Sponsor: Schilling. City Council Bill 2020-225.

A resolution granting a new liquor license to sell liquor by the drink at retail, including Sunday sales to Ozarks Events LLC, d/b/a Dublin's Pass, including Sunday Sales, for their location at 317 East Park Central Street, Springfield, Missouri, said license to include an enclosed patio measuring 40 feet by 20 feet.

City Council Bill 2020-225. Resolution 10525 was approved by the following roll call vote: Ayes: Simpson, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: Schilling. Abstain: None.

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

**Preliminary Plat of
Westgate
Subdivision, 4202
West Kearney
Street**

Sponsor: Ferguson. Council Bill 2020-213.

A special ordinance authorizing the Director of Planning and Development to accept the dedication of public streets and easements to the City of Springfield, Missouri, as shown on the Preliminary Plat of Westgate Subdivision, generally located at 4202 West Kearney 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.) (By: Parrish Land & Development, LLC and ARMA Development, LLC; 1202 West Kearney Street; Preliminary Plat of Westgate Subdivision.)

City Council Bill 2020-213. Special ordinance 27395 was approved by the following roll call vote: Ayes: Simpson, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull and McClure. Nays: None. Absent: Schilling. Abstain: None.

Confirm the following appointment to the Art Museum Board: Cheryl Hom with term to expire June 1, 2023.

Confirm the following reappointments to the Art Museum Board: Alia Lee and Tiffany Brunner with terms to expire June 1, 2023.

END OF CONSENT AGENDA.

Motion to Adjourn Councilman McGull moved to Adjourn. Councilman Ollis seconded the motion, and it was approved by the following vote. Ayes: Fisk, Ollis, Lear, McGull, Simpson, Ferguson and McClure. Nays: Hosmer. Absent: Schilling. Abstain: None. The meeting adjourned at 11:36 p.m.

Prepared by
Monica Paxton

Anita J. Cotter, CMC/MRCC
City Clerk

DRAFT