

**August 7, 2017**  
**Springfield, Missouri**

The City Council met in regular session August 7, 2017 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: Kristy Fulnecky, Phyllis Ferguson, Mike Schilling, Tom Prater, Craig Fishel, Jan Fisk, Craig Hosmer, Richard Ollis, and Ken McClure. Absent: None,

**Minutes** There being no additions, deletions or corrections, the minutes of the July 24, 2017 City Council Meeting were approved as presented.

**Consent Agenda** Anita Cotter, City Clerk, noted she had received a request to remove Council Bill 2017-206 from the Consent Agenda First Reading Bills and it will become item number 24.5 under First Reading Bills.

The Consent Agenda was approved as amended

**CEREMONIAL MATTERS**

**City Managers Report**

Greg Burris, City Manager, noted the Missouri Attorney General has closed all Sunshine Law Complaints regarding the use of an electronic meeting by City Council to review the applicants for the General D seat in April 2017. He stated the letter received from the Missouri Attorney General acknowledged public meetings can be conducted via telephone or other electronic means, the electronic meeting notice was posted well in advance of the required 24 hours, and specifically notified the public of the meeting's time and location at the City Clerk's office. Mr. Burris noted the letter also referenced Chapter 610, which does not specifically address the amount of time required for a public government entity to accept applications or fill a vacant council seat. He stated a quorum was not required during the electronic meeting because no vote was involved. Mr. Burris noted copies of each Councilmember's communications, during the electronic meeting, were made available and continue to be available in the City Clerk's office. He stated the information in question was provided at no cost to the complainant.

Mr. Burris noted the Springfield Fire Department has provided a quarterly report to Councilmembers, which provides timely information and prevention education.

Mr. Burris noted evacuation of existing homeless camps in Springfield continues to be a priority. He stated the Springfield Police Department, Building Development Services, Springfield Fire Department, Public Works Department, and the Department of Public Information continue working together, with One Door, to respond to trespassing complaints, remediate the issues, and coordinate a multi-step follow up process.

Mr. Burris noted the Springfield Police Department continues to monitor the former Kearney Street homeless camp to ensure the no trespassing ordinances are enforced. He stated a recent One Door report indicates more than 50percent of those living in the camp prior to the evacuation, are now in some form of permanent housing and an additional 25 percent are participating in One Door or other homeless services programs. Mr. Burris read a letter from a property owner in the Parkwood subdivision, expressing their appreciation to the City of Springfield for their efforts in vacating the Kearney Street homeless camp.

Mr. Burris noted Judge John Holstein ruled in the City's favor, authorizing the clean-up and nuisance abatement on the property near the intersection of Glenstone and Kearney. He stated the property owner had requested an administrative hearing to prevent the City from clearing the property. Mr. Burris noted the judge's order authorized the abatement costs be paid by the property owner, through a property tax assessment, and the ruling will be final in 30 days.

Mr. Burris noted Council Bill 2017-196 on tonight's agenda is for the acquisition of approximately 67,000 square feet of open space and alleyway north of the buildings on Commercial Street between Campbell Avenue and Benton Avenue. He stated the acquisition will provide long awaited access and parking for Commercial Street business and property owners. Mr. Burris noted the purchase will be funded with BNSF credits, Commercial Street Tax Increment Funding, and from the 1/8-cent Transportation Sales Tax.

Mr. Burris noted the Seventh Annual Birthplace of Route 66 Festival kicks off this weekend in downtown Springfield. He stated organizers estimate 50,000 people will be in the Queen City to participate in the event. Mr. Burris noted new features include the "American Road: The Journey of Route 66" exhibit at the Discovery Center and the "Memories of the Mother Road" exhibit at the History Museum on the Square. He stated entertainment includes blockbuster acts Big & Rich and Three Dog Night. Mr. Burris noted the Friday night parade down Route 66, and the Aaron Sachs and Associates' Motorcycle Show and Rally return for another year. He stated the festival would not be possible without the hard work and planning of the event partners, KY3 / KSPR, Aaron Sachs & Associates, The Gillioz Theatre, West Central Neighborhood Alliance, and our own City departments: Public Information, Police, Public Works, Office of Emergency Management and Parks.

Mayor Pro Tem Fisk expressed her opinion the exhibit at the History Museum is a fascinating display of memorabilia, showing Springfield's history through the years, and encouraged everyone to see the exhibit at the History Museum.

Councilwoman Fulnecky requested a briefing on measures being taken to reduce crime and an update on panhandling in Springfield. Mr. Burris responded this will be provided to City Council.

Mayor McClure expressed his appreciation for the Route 66 Festival as a great way to honor and celebrate Springfield's history and traditions.

**The following bills appeared on the agenda under Second Reading Bills:**

**Springfield-Greene  
County Rivercut  
Golf Course  
Interest Free Loan**

Sponsor: Fulnecky. Council Bill 2017-194. A special ordinance authorizing the transfer of \$600,000 from the City of Springfield's General Fund to the Golf Enterprise Fund for the Springfield-Greene County Park Board, as an interest-free loan to the Park Board to allow the Park Board to replace three wooden bridges at the Rivercut Golf Course with pre-fabricated steel bridges, with the Park Board guaranteeing repayment of this loan over a five-year period, consolidating the current transfer with an existing sod loan balance of approximately \$100,000; and amending the budget of the Springfield-Greene County Park Board for Fiscal Year 2017-2018 in the amount of \$600,000.

Council Bill 2017-194. Special Ordinance 26934 was approved by the following vote: Ayes: Ferguson, Schilling, Prater, Fishel, Fisk, Hosmer, Ollis, and McClure. Nays: Fulnecky. Absent: None. Abstain: None.

**Art Museum  
Budget  
Adjustment**

Sponsor: Ollis. Council Bill 2017-195. A special ordinance amending the budget of the City of Springfield, Missouri, for the Art Museum for fiscal year 2017-2018, in the amount of \$255,000 for the purpose of developing a master site plan for the Museum's building and grounds and hiring a consultant to develop and implement a capital fundraising campaign for

Council Bill 2017-195. Special Ordinance 26935 was approved by the following vote: Ayes: Fulnecky, Ferguson, Schilling, Prater, Fishel, Fisk, Hosmer, Ollis, and McClure. Nays: None. Absent: None. Abstain: None.

**Real Estate  
Purchase and Sale  
Agreement with  
Burlington  
Northern Santa Fe  
for Commercial  
Street**

Sponsor: Ferguson. Council Bill 2017-196. A special ordinance authorizing the City Manager, or his designee, to enter into a Real Estate Purchase and Sale Agreement with Burlington Northern Santa Fe, for the purpose of purchasing 67,022 square feet of property for access and parking generally located on the North side of Commercial Street between Campbell Avenue and Benton Avenue; authorizing a total purchase price of \$999,105.52 which is comprised of an existing \$707,849.57 Burlington Northern Santa Fe credit, \$267,508.22 of Commercial Street Tax Increment Financing District funds, and \$23,747.73 and a \$2,000 administrative fee both to be paid from the 1/8-Cent Transportation Sales Tax which is already budgeted.

Councilman Hosmer recused himself from this Council Bill and exited Council Chambers at 6:46 PM.

Councilwoman Ferguson stated she is proud to vote in favor of the proposed and expressed her appreciation to the business and property owners for their patience and perseverance.

Councilman Ollis stated he is enthusiastically voting in favor for the proposed and expressed his opinion the proposed is a creative measure to provide parking and access for businesses and property owners.

Mayor McClure congratulated City Staff, Commercial Street businesses, and property owners for the time and effort they invested in this project and stated he will be voting in favor of the proposed.

Council Bill 2017-196. Special Ordinance 26936 was approved by the following vote: Ayes: Fulnecky, Ferguson, Schilling, Prater, Fishel, Fisk, Ollis, and McClure. Nays: None. Absent: None. Abstain: None.

Councilman Hosmer returned to Council Chambers at 6:48 PM

**RESOLUTIONS**

**EMERGENCY BILLS**

**Galloway Creek  
Trunk Sewer  
Relocation –  
Battlefield Road  
and Lone Pine  
Avenue**

Sponsor: Ferguson. Council Bill 2017-198. A special ordinance approving the plans and specifications for the Galloway Creek Trunk Sewer Relocation at the Lone Pine Recycling Center generally located at Lone Pine Avenue and Battlefield Road; accepting the bid of Flat Creek Excavating, LLC, for the project in the amount of \$165,754.00 which includes a ten percent contingency; authorizing the City Manager, or his designee, to enter into a contract for said improvement; and declaring an emergency.

Steve Meyer, Director of Environmental Services, gave a brief overview of the proposed. He stated workmen at the Lone Pine Recycling Center were decommissioning a lift station on the north side of the site, to build an office for the recycling center, when a hole in a 24-inch pipe was discovered, making the ground unstable. He stated a 21-inch pipe, placed inside the 24-inch pipe, is a temporary repair, reducing the capacity of the sewer. Mr. Meyer noted heavy rains could cause an overflow into Galloway Creek. He stated the engineer's estimate did not include the cost for rock, depth of construction, and a limited area to maneuver while constructing the hole at a 29-foot depth through solid rock. Mr. Meyer noted all bids received for the project were similar in value, and the cost of the project is the low bid of the contractor, with a ten percent contingency

Councilwoman Fulnecky asked if the engineer is a City employee. Steve Meyer responded in the affirmative. Councilwoman Fulnecky asked why the engineer's estimate was half of the bids received for the project. Steve Meyer responded the rock discovered at the site, required additional hand excavation, which the City's engineer was not aware of.

An opportunity was given for citizens to express their views. With no appearances, the discussion was closed.

Council Bill 2017-198. Special Ordinance 26938 was approved by the following vote: Ayes: Fulnecky, Ferguson, Schilling, Prater, Fishel, Fisk, Hosmer, Ollis, and McClure. Nays: None. Absent: None. Abstain: None.

## **PUBLIC IMPROVEMENTS**

### **GRANTS**

### **AMENDED BILLS**

#### **The following bills appeared on the agenda under Public Hearing Bills:**

#### **Rezoning 1102 and 1106 East Elm with Conditional Overlay District #133**

Sponsor: Schilling. Council Bill 2017-199. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 0.17 acre of property, generally located at 1102 and 1106 East Elm Street from a GI, Government Institutional District, to a R-HD, High-Density Multifamily Residential District and UN, University Combining District and establishing Conditional Overlay District No. 133 (Staff and Planning and Zoning Commission recommend approval). (By Lantz Enterprises; 1106 East Elm Street; Z-26-2017 w/COD #133)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She stated the request is for rezoning from Government Institutional to Residential High Density and University Combining. Ms. Smith noted the Growth Management Land Use Plan identifies this area as appropriate for Medium or High Density Housing. She stated the Conditional Overlay District limits the density to 11 dwelling units per acre.

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

**Rezoning 3220  
South Delaware  
and Conditional  
Overlay District  
#132**

Sponsor: Fishel. Council Bill 2017-200. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 2.82 acres of property, generally located at 3220 South Delaware Avenue from an O-1, Office District, to a HC, Highway Commercial District; establishing Conditional Overlay District No. 132; and adopting an updated Official Zoning Map. (Staff recommends denial and Planning and Zoning Commission recommends approval). (By: HMR Properties, LLP; 3220 South Delaware Avenue; Z-25-2017 w/COD #132)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She stated the proposed rezoning from O-1 Office to Highway Commercial is for expansion of Corwin Ford. Ms. Smith noted the current O-1 Office zoning provides a buffer between commercial and residential activity. She stated the Growth Management Land Use Plan identifies this area as appropriate for Medium or High Density Housing. Ms. Smith noted access to Delaware and construction of additional buildings for the car lot will be prohibited. She stated additional provisions of the Conditional Overlay District require a six-foot privacy fence and buffer yard on the south property line, a four-foot privacy fence on Delaware, and lighting limitations. Ms. Smith noted Staff recommends denial based on criteria of the Comprehensive Plan.

Mayor McClure asked if Staff's recommendation of denial is based on inconsistency with the Comprehensive Plan. Mary Lilly Smith responded in the affirmative.

Councilwoman Fulnecky asked for clarification on Staff's concern for recommending denial of the proposed. Mary Lilly Smith responded the concern is based on recommendations in the Comprehensive Plan, which identifies this area as appropriate for housing. She stated the Planning and Zoning Commission was satisfied the Conditional Overlay District restrictions will adequately protect the surrounding neighborhoods and recommended approval of the proposed.

Councilman Ollis asked if any residents in the surrounding neighborhoods attended the neighborhood meeting. Mary Lilly Smith responded in the negative.

Councilman Schilling asked if the proposed will be used exclusively for vehicle parking. Mary Lilly Smith responded in the affirmative.

Councilman Fishel asked if lighting from the proposed will impact surrounding neighborhoods. Mary Lilly Smith responded requirements of the Conditional Overlay District include lighting restrictions.

Councilwoman Ferguson asked if wrecked or damaged vehicles will be placed in this area. Mary Lilly Smith responded the applicant has identified this area as a new car display lot.

An opportunity was given for citizens to express their views.

Geoff Butler, Developer's Representative, spoke in favor of the proposed. He stated the proposed will be a new car display lot, with very little activity. Mr. Butler expressed his opinion the terms of the Conditional Overlay District will mitigate any negative impact to the surrounding neighborhoods.

Councilman Fishel asked if the proposed lot will be paved. Geoff Butler responded in the affirmative.

Councilman Fishel asked if the current stormwater detention at the site is adequate. Geoff Butler responded in the affirmative.

With no additional appearances, the public hearing was closed.

**Rezoning 554 West Walnut Lawn Street and 3505 South Campbell Avenue and Conditional Overlay District #131**

Sponsor: Schilling. Council Bill 2017-201. 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 554 West Walnut Lawn Street and 3505 South Campbell Avenue from R-TH, Residential Townhouse District, to R-MD, Medium-Density Multifamily Residential District, and establishing Conditional Overlay District No. 131; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval). (By: Walnut Lawn Church of God & Westport Management, LLC; 554 West Walnut Lawn Street; Z-24-2017 w/COD #131)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She stated the request is to rezone from Residential Townhouse to Residential Medium Density with Conditional Overlay District 131. Ms. Smith noted the Growth Management Land Use plan identifies this area as appropriate for Low Density Housing. She stated the proposed is an appropriate transition between commercial and low density residential and consistent with Multi-Family Location and Design Guidelines. Ms. Smith noted the Conditional Overlay District limits the density to 168 dwelling units, requires combining of both lots, and must be in substantial compliance with the Multi Family Location and Design Guidelines.

Councilman Schilling asked for clarification on the current owner. Mary Lilly Smith responded she does not have this information but will provide it to City Council.

An opportunity was given for citizens to express their views.

Kim Woolley spoke in opposition of the proposed. She expressed her opinion the proposed will bring additional noise and traffic and negatively impact the neighborhood.

Councilwoman Fulnecky asked for clarification on the neighborhoods surrounding the proposed. Kim Woolley responded the neighborhoods around the proposed are a combination of duplexes, townhouses, and single family homes.

Derek Lee, Developer's Representative, spoke in favor of the proposed. He stated one parcel is owned by John Youngblood and the other parcel is owned by a church. Mr. Lee noted traffic concerns were raised at the neighborhood meeting. He stated the Traffic Department has confirmed an intersection redesign at Walnut Lawn Street and Campbell Avenue is planned under the 1/4 cent projects and tentative for 2019. Mr. Lee noted stormwater runoff concerns have been addressed. He stated stormwater runoff will be directed to existing infrastructure at the northwest corner of the proposed.

Councilwoman Fulnecky asked for clarification on entrance and exit to the proposed. Derek Lee responded one entrance will be on Walnut Lawn Street and a second entrance will be on Main Street.

Councilwoman Fulnecky asked for clarification on a traffic study. Derek Lee responded the redesign of Walnut Lawn Street and Campbell Avenue is planned under the 1/4 cent projects and tentative for 2019. He stated the Traffic Department has determined the rezoning from Residential Townhouse to Residential Medium Density will provide minimal traffic impact.

**Beverly Lofts  
Redevelopment  
Amendment to  
Phase One**

With no additional appearances, the public hearing was closed.

Sponsor: Schilling. Council Bill 2017-202. A special ordinance approving an amendment to the Redevelopment Plan and Agreement submitted by the Beverly Lofts Redevelopment Corporation for the redevelopment of an area generally located along the North side of East Cherry Street near the intersection of Cherry Street and Kimbrough Avenue; authorizing certain tax abatement within the plan area; and authorizing the City Manager to execute an agreement with the Redevelopment Corporation relating to the implementation of the Redevelopment Plan. (Staff recommends approval).

Sarah Kerner, Director of Economic Development, gave a brief overview of the proposed. She stated the proposed is an amendment to a previously approved redevelopment. Ms. Kerner noted the proposed amendments in Phase One include increasing the total unit count from 16 to 22 units, which is required for approval of historic tax credits. She stated proposed amendments in Phase Two include expanding the potential number of units to 18-28 units. Ms. Kerner noted Phase Two will require approval of additional plan amendments prior to construction.

An opportunity was given for citizens to express their views.

Councilman Schilling asked for clarification on the historic preservation of the proposed. Jason Murray, Developer's Representative, responded the original redevelopment plan detailed four large apartments per floor. He stated a further review of the historical tax credit specifications required the redevelopment to be consistent with the historical layout of the structure, which is six units per floor, increasing the total units from 16 to 22.

Councilman Fishel asked if both Phase One and Phase Two projects have tax abatements. Jason Murray responded in the affirmative. He stated an amendment to the Phase Two redevelopment plan will be presented to City Council for approval, once the developer is ready to move forward on the project. Councilman Fishel asked for clarification on the timeline for Phase Two. Jason Murray responded Phase Two is estimated to start in approximately two years.

Councilman Fishel asked if the existing structures have been demolished. Jason Murray responded in the affirmative.

Councilman Fishel asked when tax abatements take effect. Sarah Kerner responded the tax abatement for Phase One will begin when the property is transferred into the redevelopment corporation, at the end of construction. Councilman Fishel asked when the tax abatement for Phase Two will take effect. Sarah Kerner responded the Phase One and Phase Two projects have been split into two lots and the Phase Two tax abatement will begin at the end of construction, when the property is transferred into the redevelopment corporation.

Councilman Ollis asked how long the developer has owned this property. Jason Murray responded the property was purchased in January or February 2017.

With no additional appearances, the public hearing was closed.

**Redevelopment  
Plan 1325 – 1329  
East Cherry Street**

Sponsor: Prater. Council Bill 2017-203. A special ordinance adopting the Redevelopment Plan and Blight Report for the 1325 - 1329 East Cherry Redevelopment Area generally located along the north side of East Cherry Street between South Fremont Avenue and South Kickapoo Avenue and declaring the 1325 - 1329 East Cherry Redevelopment Area to be a blighted area, and its redevelopment necessary for the preservation of the public peace, prosperity, health, safety, morals, and welfare. (The Planning and Zoning Commission, the Land Clearance for Redevelopment Authority and City Staff recommend approval).

Sarah Kerner, Director of Economic Development, gave a brief overview of the proposed. She stated the proposed, located within the Rountree neighborhood, does not require a zoning change or lot combination, and is not subject to the current administrative delay. Ms. Kerner noted the proposed blight designation and redevelopment plan is for construction of a multi-family residential housing consisting of 12 units, over two floors, in two buildings, connected by a breezeway, with parking and access at the rear of the property. She stated the property's physical deterioration necessitates redevelopment and a 100 percent tax abatement will be granted for ten years.

Councilwoman Fulnecky asked if the proposed is requesting a blight designation along the entire area of East Cherry Street. Sarah Kerner responded in the negative. She stated the blight designation request is for the specific property at 1325-1329 East Cherry Street, between Kickapoo Avenue and Fremont Street.

Councilman Ollis asked how many parking spots are planned for the proposed. Sarah Kerner responded she does not have the exact number, but stated the parking does meet the requirements for the development. Councilman Ollis asked if any recent traffic studies have been completed. Dan Smith, Director of Public Works, noted a recent traffic study was done in this area and he is waiting for the results. He stated this information will be forwarded to City Council when it becomes available. Councilman Ollis expressed his opinion the traffic from the redevelopment will increase, and needs to be addressed.

Councilman Hosmer asked if access to the rear of the property is through an alley. Sarah Kerner responded in the affirmative.

Councilman Hosmer asked for the number of members currently on the Land Clearance for Redevelopment Authority. Sarah Kerner responded the Land Clearance for Redevelopment Authority currently has five members.

Councilman Hosmer asked for clarification on the value of the abatement. Sarah Kerner responded she does not have this information. She stated Chapter 99 abatement criteria does not require a determination of tax abatement value.

Councilman Hosmer asked for the estimated cost of demolition. Sarah Kerner responded she does not have this information and deferred to the developer's representative. Ms. Kerner noted the Chapter 99 tax abatement is to encourage redevelopment of quality housing.

Councilwoman Fulnecky expressed her opinion the proposed does not provide a financial advantage to the City or the taxpayers.

An opportunity was given for citizens to express their views.

Geoff Butler, Developer's Representative, spoke in favor of the proposed. He stated this property will require remediation of several environmental hazards including asbestos, lead based paint, and black mold, which is included in the cost of demolition. Mr. Butler estimated demolition costs could be as high as \$30,000 for each existing home. He stated this property cannot be redeveloped without the tax abatement.

Councilman Fishel asked if the alley access to the rear of the proposed is maintained by the City of Springfield. Geoff Butler responded in the affirmative. He stated the developer intends to make improvements to the alley behind the proposed.

Councilman Hosmer asked if access to parking for the proposed will be through the alley. Geoff Butler responded in the affirmative.

Councilman Hosmer asked the developer what the value of the ten-year abatement is. Geoff Butler responded he does not have this information. He stated the properties current assessed value will not change during the tax abatement period and the property will be reassessed when the tax abatement period ends. Councilman Hosmer expressed his opinion supporting the proposed will be difficult if he does not have the tax abatement's estimated value.

Councilman Hosmer asked how long the developer has owned the property. Geoff Butler responded approximately one year.

Councilwoman Ferguson expressed her opinion many of the City owned alleys in this area are narrow and the City needs to address potential safety hazards.

Councilwoman Fulnecky asked for clarification on the financial advantage to the City by approving the proposed. Geoff Butler responded City Ordinances establish tax abatement criteria and this property meets the criteria for receiving tax abatements.

Councilman Schilling asked for clarification on the property's current market value and the estimated market value at completion of the redevelopment. Geoff Butler responded he does not have this information.

With no additional appearances, the public hearing was closed.

**The following bills appeared on the agenda under First Reading Bills:**

**College Street  
Streetscape Project**

Sponsor: Ferguson. Council Bill 2017-204. A special ordinance approving the specifications for the College Street Streetscape project, identified as Plan No. 2017PW0064T; accepting the bid of Woody's Express Trucking, LLC, for construction of the Streetscape project in the amount of \$1,125,686.06 to be funded by the City in the amount of \$715,570.06 from the Community Development Block Grant Commercial Loan Program and \$410,116.00 from City Utilities; authorizing the entry into a contract with said bidder; and amending the City's 2017-2022 Capital Improvement Program.

Dan Smith, Director of Public Works, gave a brief overview of the proposed. He stated the streetscape improvement is one of the projects, previously approved by City Council, as part of the Community Development Block Grant Commercial Loan Program. Mr. Smith noted the low bid was higher than the engineer's estimate, due to the higher than anticipated cost of utility relocation. He stated the project will be funded jointly by City Utilities and the City of Springfield.

Councilwoman Ferguson asked if the aging sewer infrastructure at this location will be upgraded. Dan Smith responded he will speak with Steve Meyer, Director of Environmental Services, to get this information for City Council.

An opportunity was given for citizens to express their views. With no appearances, the discussion was closed.

**History Museum  
of Springfield-  
Greene County  
Tax Credit Funds**

Sponsor: Ollis. Council Bill 2017-205. A special ordinance amending the budget of the City of Springfield, Missouri, for the Planning and Development Department for Fiscal Year 2016-2017 in the amount of \$714,544.45 to facilitate disbursement of tax credits from the Missouri Development Finance Board to the History Museum of Springfield-Greene County; to accept said funds and disburse same in accordance with the Tax Credit Agreement entered into on February 8, 2011, pursuant to Special Ordinance No. 25871. (Staff recommends approval).

Sarah Kerner, Director of Economic Development, gave a brief overview of the proposed. She stated the Missouri Development Finance Board (MDFB) operates a program providing 50 percent tax credits to persons making donations for qualified projects. Ms. Kerner noted contributions made directly to the MDFB remain at the MDFB until the fundraising is complete. She stated the City of Springfield is the official applicant of MDFB funds for the History Museum and the proposed will authorize a budget adjustment to transfer these funds to the History Museum.

Councilwoman Fulnecky asked if the History Museum is a 501C3 entity. Sarah Kerner responded in the affirmative. Councilwoman Fulnecky asked why the City of Springfield must be the recipient of the funds. Mary Lilly Smith, Director of Planning and Development, responded the MDFB program requires the applicant be a municipality and a party to the tax credit agreement. She stated the City of Springfield's role is to certify completion of the project, fundraising dollars were contributed for.

An opportunity was given for citizens to express their views. With no appearances, the discussion was closed.

**Financial  
Transaction  
Disclosures**

Sponsor: Hosmer. Council Bill 2017-206. A general ordinance amending the Springfield City Code, Chapter 2, 'Administration,' Article I, 'In General,' by repealing Section 2-8, 'Disclosure of certain transactions,' pertaining to the disclosure of financial transactions by candidates for City Council, City Council members, and certain City employees, and enacting, in lieu thereof, a new Section 2-8.

Frank Romines, City Attorney, gave a brief overview of the proposed. He stated the proposed is the adoption of the City's financial disclosure ordinance, required by the State of Missouri every two years. Mr. Romines noted the substance of the proposed has not changed, but has been modified to provide clarity, be easily understood, and provide transparency.

An opportunity was given for citizens to express their views. With no appearances, the discussion was closed.

**PETITIONS, REMONSTRANCES, AND COMMUNICATIONS**

**Appeared** Mr. Todd Thomas, Chair, Mayor’s Commission on Human Rights and Community Relations, addressed City Council. He read a letter from the Mayor’s Commission on Human Rights and Community Relations, which is attached as **Exhibit A**.

Mayor McClure thanked Mr. Thomas for appearing before City Council and serving on the Mayor’s Commission for Human Rights and Community Relations. He expressed his opinion incomplete and inaccurate information has been distributed regarding the Alberto Estrada case and he will respond to the letter once it has been reviewed with the facts of this case. Mayor McClure urged everyone, including the media, to withhold judgement until he can prepare a response with all the facts of this case.

**Appeared** Mr. Robert A. Mondy addressed City Council. He expressed his opinion raising the alcohol and tobacco tax and selling unused City properties are ways the City of Springfield can generate revenue to offset the recent sales tax shortfall.

**Appeared** Mr. Tim Havens addressed City Council. He expressed his opinion the City of Springfield’s lack of communication in the Alberto Estrada case shows indifference to both discrimination and the promotion of diversity within the City.

**The following items appeared on the agenda under New Business:**

**Recommended** The Public Involvement Committee recommends the following appointment to the Citizens Advisory Committee for Community Development: Christina Dicken to fill the unexpired term of Nancy Fazzino. Ms. Dicken’s term will expire May 1, 2018.

**Recommended** The Public Involvement Committee recommends the following appointments to the Personnel Board: Stephanie Appleby and Diana Day with terms to expire March 1, 2020; and Brent Sweet with a term to expire March 1, 2019.

**Recommended** The Public Involvement Committee recommends the following appointment to the Public Building Corporation: Jane Patterson with a term to expire September 1, 2023.

**Recommended** The Public Involvement Committee recommends the following reappointments to the Public Building Corporation: Sheila Collins and Patrick Roberts with terms to expire September 1, 2023.

**Recommended** The Committee of the Whole recommends the following appointments to the Board of Public Utilities: Jennifer Wilson to fill the unexpired term of Cynthia Hyde. Ms. Wilson’s term will expire December 1, 2019; and Lynn Rowe to fill the unexpired term of Teresa Coyan. Mr. Rowe’s term will expire December 1, 2018.

**Recommended** The Committee of the Whole recommends the following appointments to the Board of Public Utilities: Jennifer Wilson to fill the unexpired term of Cynthia Hyde. Ms. Wilson’s term will expire December 1, 2019; and Lynn Rowe to fill the unexpired term of Teresa Coyan. Mr. Rowe’s term will expire December 1, 2018.

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

**UNFINISHED BUSINESS**

## MISCELLANEOUS

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

**Roberts Industrial Park 1000-1200 North Westgate Avenue**

Sponsor: Ferguson. Council Bill 2017-207. A special ordinance authorizing the Director of Planning and Development to accept dedication of the public streets and easements to the City of Springfield as shown on the renewal of the Preliminary Plat of Roberts Industrial Park, generally located in the 1000-1200 blocks of North Westgate Avenue, also known as Farm Road 123, 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. (Planning and Zoning Commission recommends approval and staff recommends that City Council accept the public streets and easements).

**Historic Preservation Fund Grant**

Sponsor: Fisk. Council Bill 2017-208. A special ordinance authorizing the City Manager to make application for and accept a Historic Preservation Fund grant with the Missouri Department of Natural Resources in the amount of \$12,000, and amending the budget of the Department of Planning and Development for Fiscal Year 2017-2018 in the same amount. (Staff and Landmarks Board recommend approval).

## CONSENT AGENDA – ONE READING BILLS

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

**Springfield Public Schools Agreement for 1333 South Grant Avenue**

Sponsor: Schilling. Council Bill 2017-197. A special ordinance authorizing the City Manager, or his designee, to enter into an Encroachment License Agreement with Springfield Public Schools for the purpose of maintenance and use of a soccer field, baseball field, concession stand, baseball dugout, and bleachers currently on City right-of-way generally located at 1333 South Grant Avenue.

Council Bill 2017-197. Special Ordinance 26937 was approved by the following vote: Ayes: Fulnecky, Ferguson, Schilling, Prater, Fishel, Fisk, Hosmer, Ollis, and McClure. Nays: None. Absent: None. Abstain: None.

### END OF CONSENT AGENDA.

**Adjourn**

With no further business to come before Council, the meeting adjourned at approximately 8:17 PM

Prepared by  
Kris Wright

Anita J. Cotter, CMC/MRCC  
City Clerk

## EXHIBIT A

To: Springfield City Council

From: Mayor's Commission on Human Rights and Community Relations ("MCHRCR")

As a Commission appointed by Springfield City Council, our meetings are open to all our citizens. We give time at the beginning of our regular meetings to allow the public to speak about their concerns. At our June 2017 meeting, a citizen made us aware of the court case of Corporal Alberto Estrada. Because this issue was not listed on our posted agenda, we decided to include this discussion during our regularly scheduled July 2017 meeting. At that meeting we had quite a few citizens that spoke to the Commission regarding this case and lack of diversity through the City. Their input greatly troubled our members, and we took their concerns to heart.

In light of the concerns raised by the community, the Commission agreed to draft a letter to bring these concerns to the City Council.

First, in regard to the Corporal Alberto Estrada case, it seems one of the largest concerns is the lack of communication from the City. This concern raised the following questions: Has the City changed any policy to limit discrimination in promotion? If the City has, what are those changes? What has the City and the Police Department done to promote hiring practices that will lead to a more diverse police force?

The second concern raised is the perception of a lack of diversity throughout the City and various Commissions, Committees and Boards; that these groups do not truly represent the diversity of Springfield.

As a City, we must reaffirm our commitment to social, economic, racial, sexual, age and religious diversity. We must protect our citizens from discrimination of any kind. We must be committed to the full inclusion of everyone. We must reach out to our citizens and encourage them to become involved. We must do a better job of making people aware of and providing access to the volunteer leadership opportunities throughout the City. By making this commitment and truly implementing full diversity we can become the shining light of the Ozarks. A place where people and businesses want to come and put down roots.

One of the roles of the MCHRCR is to advise the City Council of issues. The MCHRCR Commissioners respectfully request the City Council speak to the issue and explain the City's position on the Corporal Alberto Estrada discrimination case, and address the questions, issues and concerns identified in this letter in a public manner.