



Noted Agenda City Council Meeting

**City Council Chambers
Historic City Hall, 830 Boonville**

Ken McClure, Mayor

Zone Councilmembers

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

General Councilmembers

Jan Fisk, General A
Craig Hosmer, General B
Kristi Fulnecky, General C
Richard Ollis, General D

Upcoming Council Meeting Agenda January 16, 2018 - 6:30 p.m.

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

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

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| | 1. ROLL CALL. |
| Approved as Presented | 2. APPROVAL OF MINUTES. December 11, 2017 City Council Meeting; December 19, 2017, January 5, 2018, and January 9, 2018 Special City Council Meetings. |
| Approved as Presented | 3. FINALIZATION AND APPROVAL OF CONSENT AGENDAS. CITIZENS WISHING TO SPEAK TO OR REMOVE ITEMS FROM THE CONSENT AGENDAS MUST DO SO AT THIS TIME. |
| | 4. CEREMONIAL MATTERS. |
| Sworn In | Swear in Mark Millsap to the Board of Public Utilities. |
| Sworn In | Swear in Donald Woody to the Board of Public Utilities. |

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

All meetings are recorded.

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

5. **CITY MANAGER REPORT AND RESPONSES TO QUESTIONS RAISED AT THE PREVIOUS CITY COUNCIL MEETINGS.**
6. **SECOND READING AND FINAL PASSAGE. Citizens Have Spoken. May Be Voted On. Except Item No. 10. Council Bill 2017-294 will be held over until January 29, 2018.**

6418

7. **Council Bill 2017-291. (Schilling)**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 6.53 acres of property, generally located at 611 West Sunset Street from R-SF, Single-Family Residential District to R-MD, Medium-Density Multi-Family Residential District and establishing Conditional Overlay District No. 138, and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval). (By: Coryell Enterprises, LLC / E&M Edgewood, LLC; 611 West Sunset Street; Z-33-2017 Conditional Overlay District No. 138.)

6419

8. **Council Bill 2017-292. (Fishel)**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 3.2 acres of property, generally located at 1220 East Lark Street from Planned Development District No. 84 to Planned Development District No. 360; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommended approval). (By: State Bank of Southwest Missouri, Inc., 1220 East Lark Street; Planned Development 360.)

6420

9. **Council Bill 2017-293. (Ferguson)**

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 5.1 acres of property, generally located at the 2300 block of North Kansas Expressway and North Bolivar Road and the 1500 block of West Kearney Street and Turner from HC, Highway Commercial District with Conditional Overlay District No. 24 and R-SF, Single-Family Residential District, to HC, Highway Commercial District and establishing Conditional Overlay District No. 137; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommended approval). (By: Kansas & Kearney Intersection CTR; 2300 blocks of North Kansas Expressway and North Bolivar Road and 1500 block of West Kearney Street; Z-32-2017 & Conditional Overlay District No. 137.)

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10. **Council Bill 2017-294. (Fishel, Fisk, and Hosmer) (Will be held over until the January 29, 2018 City Council Meeting per Councilman Hosmer's request pursuant to Section 2-53(e)(9) of the Springfield City Code)**

A general ordinance amending Springfield City Code, Chapter 106 – 'Traffic and Vehicles,' Article V. – 'Operation,' Division 1. – 'Generally,' Section 106-199. – 'Seat belt regulations,' by removing the language prohibiting a violation of this section to be the basis for a vehicle stop by law enforcement officers. (Plans and Policies Committee recommends approval).

- 26986** **11. Council Bill 2017-296. (Prater)**
- A special ordinance approving the plans and specifications for the National Avenue and Bennett Street Signal Replacement Project, generally referred to as Plan No. 2017PW0020T; accepting the bid of Ewing Signal Construction, LLC, in the amount of \$102,324.70 for said project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder.
- 26987** **12. Council Bill 2017-297. (Fisk)**
- A special ordinance establishing rates for future assessments of special tax bills to pay for the cost of the construction of Joint Sanitary Sewer District No. 171 of Section 11, located in the general vicinity of the 3100 Block of West Sunshine Street in Springfield, Missouri; and declaring that special tax bills will be levied and assessed in the future against all lots, blocks, and parcels of ground which are served by the sanitary sewers constructed in said Joint Sanitary Sewer District No. 171 of Section No. 11 when such properties are included in a sewer district.
- 6421** **13. Council Bill 2017-298. (Hosmer)**
- A general ordinance amending the Springfield City Code, Chapter 2, 'Administration,' Article IV, 'Boards, Commissions and Committees,' Section 2-271. – 'Powers and duties,' by changing the frequency of reports by the Citizens' Tax Oversight Committee.
- 26989** **14. Council Bill 2018-001. (Prater)**
- A special ordinance authorizing the Director of Planning and Development to accept the dedication of public streets and easements to the City of Springfield as shown on the Preliminary Plat of Hickory Hills Subdivision, Phase II, generally located at the 3800 block of East Farm Road 132, 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).
- 15. RESOLUTIONS. Citizens May Speak. May Be Voted On.**
- 10350** **16. Council Bill 2018-002. (Fisk)**
- A resolution designating the former King Drug Company Building, located at 611 South Pickwick Avenue, as a Historic Site on the Springfield Historic Register.
- 10351** **17. Council Bill 2018-003. (Prater)**
- A resolution granting a new liquor license to sell liquor by the drink, including Sunday sales, to Jai Ganesh Ji, LLC, d/b/a Zayka Indian Cuisine located at 311-313 South Jefferson, Springfield, Missouri, such license to include an enclosed sunroom and an outdoor patio.

- 10352 **18. Council Bill 2018-004. (Fishel)**
- A resolution granting a new liquor license to sell retail liquor in the original package, including Sunday sales, to Park East Market LLC d/b/a Park Central Market, located at 331 Park Central East No. 100, Springfield, Missouri.
- Motion to Divide the Question.**
- 2018-016A is sections 1,3, and 4**
- 2018-016A is Resolution 10353**
- 2018-016B is section 2.**
- 2018-016B was tabled**
- 10354 **20. Council Bill 2018-021. (Fisk)**
- A resolution electing the Honorable Wendy E. Garrison as a Springfield Municipal Court judge for a term of four years.
- 21. EMERGENCY BILLS. Citizens May Speak. May Be Voted On.**
- 26990 **22. Council Bill 2018-022. (Ollis)**
- A special ordinance authorizing the City Manager, or his designee, to accept a donation in the amount of \$10,000.00 from The Hartford Financial Services Group, Inc., to be used by the Springfield Fire Department for fire safety education, equipment, and materials; and declaring an emergency.
- 23. PUBLIC IMPROVEMENTS.**
- 24. GRANTS.**
- 25. AMENDED BILLS.**
- 26. COUNCIL BILLS FOR PUBLIC HEARING. Citizens May Speak. Not Anticipated To Be Voted On.**
- 27. Council Bill 2018-005. (Schilling)**
- A general ordinance amending Section 1-9 of the Springfield City Code, 'City Limits,' by annexing approximately 1.42 acres of property into the City of Springfield, Missouri, generally located at 2759 West Republic Street, and generally referenced as Annexation A-4-17; and amending the Springfield City Code, Chapter 46, Section 46-1, 'Boundaries of wards, precincts and council zones,' by adding this property to the ward and precinct assigned them by the County Clerk.

28. Council Bill 2018-006. (Schilling)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 1.42 acres of property, generally located at 2759 West Republic Street from County C-2, General Commercial District to GR, General Retail District; and adopting an updated 'Official zoning map.' (Staff and Planning and Zoning Commission recommend approval). (By: Adolph A Uckele, Donald G. Bechtel, and James Norman Coats Trusts; 2759 W. Republic Street; Z-36-2017.)

29. Council Bill 2018-007. (Schilling)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 3.87 acres of property, generally located in the 2000 block of West Republic Street, from R-SF, Single Family Residential to GR, General Retail District and establishing Conditional Overlay District No. 140; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval). (By: Leas Legacy Lands, LLC; 2000 block of West Republic Street; Z-37-2017 Conditional Overlay District No. 140.)

30. Council Bill 2018-008. (Ferguson)

A special ordinance authorizing the issuance of Conditional Use Permit No. 432 to allow a Wireless Telecommunication Tower within a HC, Highway Commercial District generally located at 1452 North Lafontaine Avenue. (Staff and Planning and Zoning Commission recommend approval).

31. Council Bill 2018-009. (Fishel)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 2.87 acres of property, generally located at 1850 South Blackman Road, from County district R-1, Suburban Residence, to O-1, Office District and establishing Conditional Overlay District No. 141; and adopting an updated 'Official zoning map.' (Staff and Planning and Zoning Commission recommend approval). (By: Christian Church Disciples of Christ; 1850 South Blackman Road; Z-38-2017 Conditional Overlay District No. 141.)

32. FIRST READING BILLS. Citizens May Speak. Not Anticipated To Be Voted On.**33. Council Bill 2018-010. (Fisk, Ferguson, and Ollis)**

A general ordinance amending the Springfield City Code, Chapter 78, 'Offenses and Miscellaneous Provisions,' Section 78-4, 'Possession, sale or consumption of alcoholic beverages in public place,' to amend section (a) Generally, to remove parks from this restriction. The Community Involvement Committee recommends approval.

34. Council Bill 2018-011. (Hosmer)

A special ordinance amending the budget of the City of Springfield for Fiscal Year 2017-2018, in the amount of \$500,000, to appropriate a portion of the Level of Property Tax-Debt Service Fund reserve appropriation to the new Level Property Tax-Operating Fund for infill and related expenses for the Mill and Lumber building.

35. Council Bill 2018-012. (Schilling, Hosmer, and Ollis)

A general ordinance amending the Fee Schedule for certain municipal services as provided in the Springfield City Code, by making such adjustments as provided in the attached "Evaluation of Charges for Municipal Services"; and adopting new fees for certain City services. (The Finance and Administration Committee recommends approval.)

36. Council Bill 2018-013. (Ollis)

A special ordinance authorizing the City of Springfield, Missouri, to enter into Schedule of Equipment No. 7, 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, 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 2017-2018 in an amount not to exceed \$593,000.

37. Council Bill 2018-014. (McClure)

A special ordinance authorizing the loan committee to use \$492,000 from the Commercial Loan Program to supplement a loan to North Town, LLC; and granting an exception to the Comprehensive Housing Assistance Program rules to allow for the purchase of occupied housing.

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38. Council Bill 2018-015. (Schilling and Ollis)

A general ordinance amending the Springfield City Code, Chapter 40, Article II, 'Chapter 353 – Urban Redevelopment,' by repealing Article II and enacting in lieu thereof a new Article II and Article III; amending Chapter 2, 'Administration,' Article IV, 'Boards, Commissions and Committees,' Division 5, 'Tax Abatement and Tax Increment Financing Advisory Commission,' by repealing Division 5 and enacting a new Division in lieu thereof; for the purpose of adopting, and updating, various code provisions related to tax abatement administration and to adopt a Workable Program for the City.

39. Council Bill 2018-017. (Fulnecky)

A special ordinance amending the budget of the City of Springfield for Fiscal Year 2017-2018 in the amount of \$2,506,240 to allocate proceeds of the 2017F General Obligation Sewer Improvement Bonds and to appropriate funds for payment of interest and issuance costs of said bonds in the current fiscal year.

40. Council Bill 2018-018. (Prater)

A special ordinance approving the plans and specifications for the Grand Street Bridge Project, generally referred to as Plan No. 2016PW0031WTE; accepting the bid of Hartman and Company, Inc., in the amount of \$2,915,569.60 for said project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder.

41. Council Bill 2018-019. (Schilling and Hosmer)

A general ordinance amending Springfield City Code, Chapter 106 – ‘Traffic and Vehicles,’ Article VII. – ‘Pedestrians,’ by amending Section 106-452. – ‘Rights and duties when crossing roadways,’ subsection (a) ‘Crossing at places other than crosswalks.’

42. Council Bill 2018-020. (McClure)

A special ordinance amending the budget of the City of Springfield for Fiscal Year 2017-2018, in the amount of \$22,500, to accept a grant from the Greene County Senior Citizens’ Services Fund and to allocate said funds to the Give 5 Program; and to authorize the application and acceptance of a similar grant request for the 2018 calendar year.

43. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS.**Did Not Appear**

Mr. James Sharp wishes to address City Council.

Withdrew

Ms. Sue Estes wishes to address City Council.

Did Not Appear

Mr. Mike Turner wishes to address City Council.

44. NEW BUSINESS.**Recommended**

The City Manager recommends the following appointment to the Building Trades Examination and Certification Board: Greg Lewis with a term to expire October 1, 2019.

Recommended

The City Manager recommends the following reappointments to the Building Trades Examination and Certification Board: Chad Drake, Rory Krueger, and James “Randy” Scott with terms to expire December 1, 2020.

Recommended

The Mayor recommends the following appointments to the Mayor’s Commission for Children: Jennifer McClure with a term to expire November 29, 2020 and Missy Riley with a term to expire November 29, 2019.

Recommended

The Mayor recommends the following appointments to the Mayor’s Commission on Human Rights and Community Relations: Francie Wolff with a term to expire October 1, 2020 and Steve Largent with a term to expire October 1, 2018.

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.

45. UNFINISHED BUSINESS.

46. MISCELLANEOUS.

47. CONSENT AGENDA – FIRST READING BILLS. See Item #3.

48. Council Bill 2018-023. (Schilling)

A special ordinance approving the sale of real property at 1212 South Hillcrest Avenue to 737 Properties, LLC for \$6,700.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2017-2018 budget.

49. Council Bill 2018-024. (Ferguson)

A special ordinance approving the sale of real property at 2531 West State Street to Springfield Community Land Trust for \$1,000.00 and authorizing the issuance of a deed for same.

50. Council Bill 2018-025. (Ferguson)

A special ordinance approving the sale of real property located at 2627 North Broadway Avenue to Christina Dicken and Jayme VanMeter in the amount of \$1,000.00 and authorizing the issuance of a deed for same.

51. Council Bill 2018-026. (Schilling)

A special ordinance approving the sale of real property located at 831 South Newton Avenue to Peter Ottoson for \$5,200.00; authorizing the issuance of a deed for same; and approving a budget adjustment to amend the Fiscal Year 2017-2018 budget.

52. Council Bill 2018-027. (Fulnecky)

A special ordinance amending the budget for the City of Springfield, Missouri, for fiscal year 2017–2018 in the amount of \$5,000.00 for the reimbursement of annual administrative expenses incurred by the City regarding the Springfield Plaza Tax Increment Financing Plan.

53. Council Bill 2018-028. (Hosmer)

A general ordinance amending Springfield City Code, Chapter 78, 'Offenses and Miscellaneous Provisions,' Article II, 'Offenses Against Public Administration,' Section 78 -35, 'Failure to Appear,' by removing the language authorizing the Springfield Police Department to collect a fee for the removal of a vehicle immobilization device.

54. Council Bill 2018-029. (Fishel)

A special ordinance authorizing the City Manager to submit a Registered Apprenticeship Academy grant application to the Missouri Department of Economic Development to support the training of individuals through registered apprenticeship training and to accept a grant from Missouri Department of Economic Development for this purpose.

55. Council Bill 2018-030. (Prater)

A special ordinance authorizing the City Manager, or his designee, to enter into a license agreement with Environmental Works, Inc., to install and maintain two monitoring wells on public right-of-way to monitor groundwater conditions at no cost to the City.

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

10355

57. Council Bill 2018-031. (Fulnecky)

A resolution authorizing the City Manager, or his designee, on behalf of the City of Springfield, Missouri, to apply for tax credits from the Missouri Development Finance Board for contributions to benefit the Community Partnership of the Ozarks.

10356

58. Council Bill 2018-032. (McClure)

A resolution approving the reappointment of Gregg Groves, Sarah Kerner, and Collin Quigley to the Convention and Entertainment Community Improvement District Board of Directors. (Staff recommends approval).

10357

59. Council Bill 2018-033. (McClure)

A resolution approving the reappointment of Paula Adams, Allen Kunkel, Doug Roller, and Mary Lilly Smith to serve on the Downtown Springfield Community Improvement District Board of Directors. (Staff and the Downtown Springfield Community Improvement District Board of Directors recommend approval).

10358

60. Council Bill 2018-034. (Ollis)

A resolution authorizing the solicitation of Requests for Proposals for the disposal of former Fire Station #1, located at 235 North Kimbrough Avenue and former Fire Station #6, located at 1201 South Campbell Avenue.

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

26988

62. Council Bill 2017-301. (Schilling)

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 Preliminary Plat of Coryell At Sunset subdivision, generally located at 611 West Sunset 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. (Planning and Zoning Commission recommends approval and staff

recommends that City Council accept the public streets and easements).

Confirmed

- 63.** Confirm the following appointment to the Springfield Convention & Visitors Bureau, Inc: Joe Wadkins with a term to expire January 1, 2021.

Confirmed

Confirm the following reappointments to the Springfield Convention & Visitors Bureau, Inc: Daniel Reiter and Paul Sundy with terms to expire January 1, 2021

- 64. END OF CONSENT AGENDA.**

- 65. ADJOURN.**