



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 29, 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. January 16, 2018 City Council Meeting; January 16, 2018 and January 19, 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. |
| | 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. |

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.

- 6422 7. **Council Bill 2017-294. (Fishel, Fisk, and Hosmer) Held over from the January 16, 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).
- 6423 8. **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.
- 6424 9. **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.)
- 6425 10. **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.)
- Tabled to the
June 4, 2018
City Council
Meeting 11. **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).
- Amended.
Held over to
the February
12, 2017 City
Council
Meeting for
public
comment on
the
amendment
only. 12. **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.)

- 6426 **13. 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.)
- 26991 **14. 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.
- 6427 **15. 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.)
- 26992 **16. 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.
- 26993 **17. 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.
- 26994 **18. 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.
- 26995 **19. 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.

- 6428 **20. 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.’
- 26996 **21. 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.
- 6429 **22. 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.
- 23. RESOLUTIONS. Citizens May Speak. May Be Voted On.**
- Tabled to the February 12, 2018 City Council Meeting. **24. Council Bill 2018-035. (Fulnecky)**
- A resolution adopting the 2018 Capital Improvements Program document, which provides a schedule of public improvements for 2018 through 2023. (Planning and Zoning Commission and City staff recommend approval).
- Added and Approved **24.5 Possible Addition to City Council Agenda; however, a determination of whether it will be added will be made by City Council at the meeting.**
- 10359 **Council Bill 2018-045. (Fishel, Ferguson)**
- A resolution directing City staff to continue to pursue enhancements and stable funding for the Integrated Solid Waste Management System (“Solid Waste Management System” or “system”) by enacting the necessary procedures to fully fund the system, up to and including the direction of some or all trash to the Springfield Landfill; to cease efforts related to the collection of information from licensed Springfield trash hauling companies for the purpose of evaluating residential trash collection options; and to cease activities related to the compilation and presentation of educational information to the citizens of Springfield regarding reorganization of residential trash collection.
- 25. EMERGENCY BILLS.**
- 26. PUBLIC IMPROVEMENTS.**
- 27. GRANTS.**
- 28. AMENDED BILLS.**
- 29. COUNCIL BILLS FOR PUBLIC HEARING. Citizens May Speak. Not Anticipated To Be Voted On.**

30. Council Bill 2018-036. (Schilling)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 12.72 acres of property, generally located at 5389 West Sunshine Street, from a County M-1, Light manufacturing district, to HC, Highway commercial district, and establishing Conditional Overlay District No. 144. (Staff and Planning and Zoning Commission recommend approval) (By CMH Homes, Inc; 5389 West Sunshine Street, Z-1-2018).

31. Council Bill 2018-037. (Fisk)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 0.12 acres of property, generally located at the 2100 block of East Sunshine Street, from R-SF, Single-family residential district, to O-1, Office districts, and establishing Conditional Overlay District No. 142. (Staff and Planning and Zoning Commission recommend approval). (By E Sunshine Land, LLC; 2100 East Sunshine Street; Z-2-2018 w/COD #142)

32. Council Bill 2018-038. (Fisk)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 0.82 acres of property generally located at 1120, 1121, 1126, 1127, 1130, and 1143 East Latoka Street from R-SF, Single-family residential district, to R-MD, Medium-density multifamily residential district, and establishing Conditional Overlay District No. 143; and adopting an updated Official zoning map. (Staff and Planning and Zoning Commission both recommend approval). (By: One Hundred Two Glenstone, Inc.; 1120-1130 & 1121 – 1131 East Lakota Street; Z-3-2018 w/COD #143)

33. Council Bill 2018-039. (Prater)

A special ordinance authorizing the issuance of Conditional Use Permit No. 433 to allow professional and business offices in the R-TH, Residential Townhouse District, generally located at 1518 East Dale Street. (Staff and Planning and Zoning Commission both recommend approval). (By: Springfield Public Schools; 1518 East Dale Street; Conditional Use Permit #433)

34. Council Bill 2018-040. (Schilling)

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 3.4 acres of property, generally located at 3745 South Cox Avenue from Planned Development District No. 141, 6th Amendment, to Planned Development District No. 362; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval). (By: Modern Tractor & Supply Company; 3745 South Cox Avenue, Planned Development #362)

35. Council Bill 2018-041. (Ollis)

A general ordinance amending Springfield City Code, Chapter 36, 'Land Development Code,' Article III.- 'Zoning Regulations,' Division 2.- 'Rules of Interpretation and Definitions,' Section 36-321.- 'Definitions'; and Division 4.- 'District Regulations,'; and Division 5.- 'Supplemental District Regulations'; Section 36-451.- 'Home Occupations'; and adding a new Section 36-472; for the purpose of establishing rules and regulations regarding the operation of Short-Term Stay Rentals; and designating an effective date for said amendments.

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

Tabled to the
February 12,
2018 City
Council
Meeting.

37. 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.

38. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS.

Did Not
Appear

Mr. Eric Konnerup wishes to address City Council.

Did Not
Appear

Mr. Robert A. Mondy wishes to address City Council.

Withdrew

Mr. Greg Hays wishes to address City Council.

Appeared

Mr. Tim Havens wishes to address City Council.

39. NEW BUSINESS.

Referred

Refer the issue of quorum and voting requirements for City Boards, Commissions, and City Council Committees, to the Plans and Polices Committee for review.

Referred

Refer consideration of public safety regulations pertaining to distracted driving to the Plans and Policies Committee for review.

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

40. UNFINISHED BUSINESS.**41. MISCELLANEOUS.****42. CONSENT AGENDA – FIRST READING BILLS. See Item #3.****43. Council Bill 2018-042. (Schilling)**

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 Battlefield Business Center No. 13, said subdivision being generally located at 2300 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).(By: Battlefield Business Center; 2300 – 2400 West Sunset Street)

44. Council Bill 2018-043. (Fisk)

A special ordinance authorizing the Director of Planning and Development to accept the dedication to the City of Springfield of public streets and easements shown on the Preliminary Plat of Linwood Heights Revenge, said subdivision being generally located at 2100 East Sunshine 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). (By: E Sunshine Land, LLC; 2100 East Sunshine Street; Z-2-2018 w/COD #142)

45. Council Bill 2018-044. (Ferguson)

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 ISSO Temple, said subdivision being generally located at 1411 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. (Planning and Zoning Commission recommends approval and staff recommends that City Council accept the public streets and easements). (By: Gray & Associates, LLC; 1411 West Kearney Street)

46. CONSENT AGENDA – ONE READING BILLS.**47. CONSENT AGENDA – SECOND READING BILLS. Citizens Have Spoken. May Be Voted On.****26997 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.

26998 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.

26999 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.

27000 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.

- 27001** **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.
- 27002** **53. 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.
- 27003** **54. 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.
- Confirmed** Confirm the following appointment to the Building Trades Examination and Certification Board: Greg Lewis with a term to expire October 1, 2019.
- Confirmed** Confirm 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.
- Confirmed** Confirm 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.
- Confirmed** Confirm 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.
- 55. END OF CONSENT AGENDA.**
- 56. ADJOURN.**