January 27, 2020
Springfield, Missouri

The City Council met in regular session January 27, 2020 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: Matthew Simpson, Mike Schilling, Phyllis Ferguson, Jan Fisk, Craig Hosmer, Richard Ollis, Andrew Lear, Abe McGull, and Ken McClure. Absent: None.

**Minutes**
The minutes of January 13, 2020 were approved as presented.

**Consent Agenda**
A request was made to remove Council Bill 2020-016 from the Consent Agenda Second Reading Bills and it was added as item number 17.5 under Second Reading Bills. The Consent Agenda was approved as amended by the following vote:

Nays: None. Absent: None. Abstain: None.

The following item appeared on the agenda under Ceremonial Matters

**Sworn In**
Anita Cotter, City Clerk swore in Paul Lewis to the Landmarks Board, Shanda Trautman to the Public Building Corporation, Alexandra Sheppard to the Citizens Advisory Committee for Community Development, and Louise Knauer to the Board of Public Utilities.

**City Manager Report**
Jason Gage, City Manager noted Police Chief Paul Williams provided councilmembers with the year-end Uniform Crime Report for 2019. The report, along with a news release will be provided to the public this week.

Mr. Gage encouraged citizens to mark their calendars regarding upcoming Forward SGF Visioning Workshops. He noted the two-hour event includes a facilitated hands-on group mapping exercise and helps chart the City’s course for the future. Additionally, planning consultants from Houseal Lavigne Associates will be presenting their findings, compiled in an Issues and Opportunities report, at a joint City Council Lunch Workshop with the Planning and Zoning Commission on Tuesday, January 28.

Mr. Gage provided an update from the Springfield-Greene County Health Department concerning the Coronavirus. He noted in December 2019, the first cases of what is currently being called the 2019 Novel Coronavirus emerged in Wuhan City, China. To date, there have been two cases of the illness in the United States – in Seattle and Chicago. Both domestic cases had direct travel to Wuhan City. Currently, the CDC recognizes this illness as low risk to the general public. The Springfield-Greene County Health Department will shortly be distributing a community response plan to area partners if the virus is identified in our community.
Mr. Gage noted the Mayor’s Commission on Human Rights and Community Relations is working to gain feedback from the community on issues of inclusion. Their Community Inclusion Survey is live at tinyurl.com/sgfinclusion.

The following bills appeared on the agenda under Second Reading Bills

**Annexation of 3615 and 3697 N State Highway H/ Glenstone Ave**

Sponsor: McGull. Council Bill 2020-002. 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 6.3 acres of private property and 1.5 acres of Missouri Department of Transportation right-of-way into the City of Springfield, Missouri, generally located at 3615 and 3697 North State Highway H/Glenstone Avenue and being generally referenced as Annexation A-2-19. (By: James Peacock; 3615 & 3697 N. State Hwy H/Glenstone; Annexation A-2-19.)


**Rezoning 3615 and 3697 N State Highway H/ Glenstone Ave**

Sponsor: McGull. Council Bill 2020-003. A general ordinance amending the Springfield Land Development Code, Section 36-306, ‘Official zoning map and rules for interpretation,’ by rezoning approximately 6.30 acres of property generally located at 3615 and 3697 North State Highway H/Glenstone Avenue from County R-1, Suburban Residence District and C-2, General Commercial District to GR, General Retail District; establishing Conditional Overlay District No. 182; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By: James Peacock; 3615 & 3697 North State Highway H/Glenstone Avenue; Z-22-2019 w/COD No. 182.)

Council Bill 2020-003. Ordinance 6567 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

**Rezoning 3525 East Battlefield Road**

Sponsor: McGull. Council Bill 2020-004. A general ordinance amending the Springfield Land Development Code, Section 36-306, ‘Official zoning map and rules for interpretation,’ by rezoning approximately 17 acres of property generally located at 3525 East Battlefield Road from Planned Development No. 226 to GR, General Retail District; establishing Conditional Overlay District No. 180; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By: McLean Enterprises; 3525 E. Battlefield Road; Z-23-2019 with Conditional Overlay No. 180.)

Council Bill 2020-004. Ordinance 6568 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.
Rezoning 3411 South Kansas Avenue  
Sponsor: Schilling. Council Bill 2020-005. A general ordinance amending the Springfield Land Development Code, Section 36-306, ‘Official zoning map and rules for interpretation,’ by rezoning approximately 2.27 acres of property generally located at 3411 South Kansas Avenue from R-LD, Low Density Multi-Family Residential District, with Conditional Overlay District No. 162, to R-MD, Medium Density Multi-Family Residential District; establishing Conditional Overlay District No. 179; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By: Project Collective, LLC; 3411 South Kansas Avenue; Z-21-2019 w/Conditional Overlay No. 179.)

Council Bill 2020-005. Ordinance 6569 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Rezoning 2521 South Holland Avenue  

Councilman Simpson expressed his support for the proposed. He noted the proposed is consistent with both the with the City Comprehensive Plan and Walkability Vision Statement.

Councilman Schilling asked how a connection to Downing Street would be accomplished. Mary Lilly Smith, Director of Planning and Development noted the bill does not establish a street connection, however, a driveway could connect to Downing Street. Councilman Schilling asked if citizens on Downing Street had a chance to weigh-in on the matter. Ms. Smith answered affirmatively.

Councilman Hosmer asked if Holland Street extends to Sunset Street. Ms. Smith noted it does not. He asked where the school was located. Ms. Smith noted it is north on Holland Street. He noted he would not support the proposed, expressing his concern with development in a flood zone, potential increase in traffic, and residential opposition to the proposed.

Councilman Lear expressed his support for the proposed. He expressed his belief the area will be enhanced by the proposed. He further expressed his belief the character of the neighborhood would be maintained.

Mayor McClure asked if there was a protest petition regarding the rezoning. Anita Cotter, City Clerk answered affirmatively. She noted the signatures received were found to be insufficient at 2.56 percent, therefore, a supermajority vote would not be required to pass the proposed. He asked what the required percentage is to pass a protest petition. Ms. Cotter noted it is 30 percent of property owners within 185 feet.
of the proposed rezoning. He asked staff if there was an abandoned shopping center across the street. Ms. Smith answered affirmatively.

Councilman Schilling expressed his belief the abandoned shopping center was constructed as part of a federal housing project several decades ago but has since fallen into disarray.

Mayor McClure asked if there are apartments to the east of the shopping center. Ms. Smith answered affirmatively.


Jefferson Avenue Footbridge Rehabilitation

Sponsor: Ferguson. Council Bill 2020-008. A special ordinance authorizing the City Manager, or his designee, to enter into a Memorandum of Agreement with the Federal Highway Administration and the Missouri State Historic Preservation Office for mitigation of adverse effects from the Jefferson Avenue Footbridge Rehabilitation.

Council Bill 2020-008. Special Ordinance 27269 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

1/8 Cent Transportation Tax

Sponsor: Hosmer. Council Bill 2020-009. A special ordinance amending the budget of the Department of Public Works for Fiscal Year 2019-2020 in the amount of $22,000,000, to appropriate the estimated proceeds of the first four years of the 1/8-Cent Transportation Sales Tax approved by the Springfield voters on November 5, 2019; and authorizing the City Manager to exercise any necessary powers to complete transportation projects funded by the 1/8-Cent Transportation Improvements Sales Tax for the purpose of funding and completing those projects funded herein for 2021-2025.

Councilman Ollis asked what staff anticipates will happen as the community discusses projects that would enhance quality of place for all citizens. Jason Gage, City Manager thanked councilmembers for prioritizing quality of place. He discussed establishing a framework for vetting all projects to define quality of place as well as determine if projects meet that expectation.

Council Bill 2020-009. Special Ordinance 27270 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Salary Ordinance

Sponsor: Ollis. Council Bill 2020-010. 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 to the Crafts, Trades and Labor (‘CTL’.) salary schedule; by adding seven new job titles to the Professional, Administrative and Technical (‘PAT’) salary schedule; by adding three additional full-time equivalent
positions; and by amending the Fiscal Year 2019-2020 budget of the City of Springfield, Missouri to adjust the authorized employee positions of the City.

Council Bill 2020-010. Ordinance 6571 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

**Fiscal Year 2018-2019 Carryover Funds**

Sponsor: Hosmer. Council Bill 2020-011. A special ordinance authorizing the City Manager, or his designee, to amend contracts with Infor Public Sector, Inc., and appropriate Fiscal Year 2018-2019 carryover funds by amending the budget of the Department of Information Systems for Fiscal Year 2019-2020 in the amount of $250,000.00, for the purpose of continuing with Phase 2 of the implementation of the Infor Community Regulation and Development software.

Councilman Ollis noted he continues to get feedback regarding the permitting process and asked for an update on software to handle permitting.

Jason Gage, City Manager expressed his belief the key is acquiring software that does not let the technology outweigh the human element of being responsive to requests. He noted the importance of having clear policies moving forward that aid the City in being problem solvers.

Councilman Simpson expressed his support for the proposed.


**Avigilon Control Center Software Contract**

Sponsor: Ollis. Council Bill 2020-012. A special ordinance authorizing the City Manager, or his designee, to enter into a contract with Motorola Solutions for the purchase of Avigilon Control Center Software and necessary hardware to implement a system to record the feeds from City of Springfield owned traffic cameras at a cost of $90,000.00.

Council Bill 2020-012. Special Ordinance 27272 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

**Home for the Holidays**

Sponsor: McClure. Council Bill 2020-013. A special ordinance authorizing the City Manager, or his designee, to accept donations totaling $14,456.56 from Community Foundation of the Ozarks to cover the City’s expenses to sponsor the “Home for the Holidays” event for certain service men and women stationed at United States Army Fort Leonard Wood; and amending the budget for the Department of Public Information and Civic Engagement for Fiscal Year 2019-2020 in the amount of $14,456.56.

Councilman McGull noted he serves as Chairman of the Community Foundation of the Ozarks and would therefore abstain.
Council Bill 2020-013. Special Ordinance 27273 was approved by the following vote:

Preliminary Funding Agreement with Prosperiti Development

Sponsor: Ferguson. Council Bill 2020-016. A special ordinance authorizing the City Manager, or designee, to execute a Preliminary Funding Agreement between the City of Springfield, Missouri, and Prosperiti Development, LLC; and amending the budget for Fiscal Year 2019-2020 in the amount of $10,000 for the purpose of funding the preparation and review of amendments to the Commercial Street Tax Increment Financing Plan.

Councilman Hosmer asked if the proposed is a legal expense action item. Jason Gage, City Manager answered affirmatively and noted Sarah Kerner, Director of Economic Development could elaborate. Ms. Kerner noted the proposed would allow the developer to deposit funds from the City to pay legal fees to explore the funding agreement request. Councilman Hosmer asked if the developer was seeking a blight designation as well as abatement. Ms. Kerner answered affirmatively. He asked if there is a statutory prohibition from having a TIF and abatement at the same time. Ms. Kerner noted it is a discretionary policy.

Councilman Schilling asked for clarity regarding research expenses. Ms. Kerner noted it is common to do a preliminary funding agreement for a TIF request. She expressed her belief the proposed is uncommon, as it amends the boundary of the TIF to remove property. She further noted the expense is incurred by the City due to the request.

Council Bill 2020-016. Special Ordinance 27274 was approved by the following vote:

The following bill appeared on the agenda under Resolutions

Missouri Department of Natural Resources Grant

Sponsor: Ferguson. Council Bill 2020-019. A resolution authorizing the City Manager, or his designee, to apply for federal pass-through grant funds in the amount of $300,000 from the Missouri Department of Natural Resources through the Section 319 Nonpoint Source Pollution Grant Program for the Renew Jordan Creek – Main Avenue to Boonville Avenue project.

Chris Dunnaway, Principal Engineer provided a brief overview of the proposed. He noted if the proposed passed, funds would go toward water quality enhancements, including components above and beyond the current project scope. He further noted the required 40 percent match of the grant would come from the level property tax planned for the project.

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

EMERGENCY BILLS

PUBLIC IMPROVEMENTS

GRANTS

AMENDED BILLS

PUBLIC HEARING

The following bills appeared on the agenda under First Reading Bills

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<th>International Property Maintenance Code Substitute No. 1</th>
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Councilman Hosmer moved to amend Council Bill 2019-252 Substitute No. 1 by striking the word “dwelling” from line 54 and replacing it with the word “structure.” Councilman Lear seconded the motion.

The motion was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Harlan Hill, Director of Building Development Services provided a brief overview of the proposed. He noted the 2018 Property Maintenance Code would be kept intact with minor modifications. He expressed his belief the proposed would enhance enforceability of the Code.

Mayor Pro Tem Ferguson asked if a property owner’s sewer line was more than 30 feet away from its sewer spillage onto an adjacent property, would it be considered a violation under the proposed. Mr. Hill expressed it was written and intended to address the issue at the source. He further expressed his belief that lines 60 through 62 address immediate and adjacent concerns, but he would consult with the Law Department to provide clarity. She asked if the proposed addresses rodents or insects impacting neighboring homes. Mr. Hill noted Chapter 74 deals with the harborage of rodents, insects, and other infestations. She asked if the third word on line 79, and fifth word on line 80 should read “coated” rather than “coded”. Mr. Hill responded affirmatively. She asked how children would be protected from harmful dust or lead-based paint if repairs are not required to the interior of homes under lines 102 and 103. Mr. Hill noted state laws concerning lead-based paint remain enforceable. She expressed her belief staff should look at the issue both from an environmental and maintenance perspective.
Mayor Pro Tem Ferguson moved to amend Council Bill 2019-252 Substitute No. 1 by striking the word “coded” from lines 79 and 80 and replacing it with the word “coated”. Councilman Simpson seconded the motion.

The motion was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Mayor Pro Tem Ferguson moved to table Council Bill 2019-252 Substitute No. 1 until the February 10, 2020 City Council Meeting. Councilman McGull seconded the motion.

The motion was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

**Dangerous, Blighted and Nuisance Building Code**


Harlan Hill, Director of Building Development Services provided a brief overview of the proposed. He noted the Property Maintenance Code has not historically been listed under Chapter 26. He expressed his belief that doing so would enhance enforceability.

Mayor McClure noted Council Bill 2020-007 is closely linked with Council Bill 2020-252 Substitute No. 1, which was tabled. He asked if it made since to table the proposed. Jason Gage, City Manager answered affirmatively, however, he deferred to Mr. Hill. Mr. Hill agreed tabling the proposed made sense.

Mayor Pro Tem Ferguson asked if the word “foundation” should be added to lines 26 and 29. Mr. Hill answered affirmatively.

Mayor Pro Tem Ferguson moved to table Council Bill 2020-007 until the February 10, 2020 City Council Meeting. Councilman Simpson seconded the motion.

The motion was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

**Fee Schedule**

Sponsor: Lear, Fisk, Schilling, Simpson. Council Bill 2020-020. A general ordinance amending the Fee Schedule for certain City 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.)
David Holtmann, Director of Finance provided a brief overview of the proposed. He noted 257 fees for services were evaluated, six new fees are recommended to be established, and several are recommended to be increased or reduced.

Councilman McGull asked if the increase in fees is directly related to the City expenditure of time and effort to issue the permit. Mr. Holtmann answered affirmatively.

Councilman Hosmer asked if the fee study examined “fees in lieu of”. Mr. Holtmann deferred to Dan Smith, Director of Public Works. Mr. Smith noted he would investigate and provide information to councilmembers. He asked if the City collects and uses the fee to offset costs. Jason Gage, City Manager answered affirmatively.

Councilman Lear noted “fees in lieu of” were not in the study but concurred councilmembers should understand where the fees derived. He asked staff to add that information to their worklist to provide to councilmembers.

Mayor McClure thanked The Finance and Administration Committee as well as staff for their work on the issue.

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

Special Obligation Improvement Bonds

| Sponsor: Ollis. Council Bill 2020-021. A special ordinance authorizing and directing the issuance, sale and delivery by the City of Springfield, Missouri, of Special Obligation Improvement Bonds, Series 2020, in a principal amount not to exceed $19,000,000, for the purpose of providing funds to pay costs related to improvements to the city’s stormwater system and certain fire stations and public works buildings; amending the Fiscal Year 2019-2020 budget of the City in the amount of $19,000,000; 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. |

David Holtmann, Director of Finance provided a brief overview of the proposed. He noted the bond issue is the first of three planned bonds. He further noted projects were identified by the 2017 Level Property Tax Campaign.

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

The following item appeared on the agenda under Petitions, Remonstrances, and Communications.

Did Not Appear

| Robert Anderson wishes to address City Council. |

The following item appeared on the agenda under New Business
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

CONSENT AGENDA FIRST READING BILLS

CONSENT AGENDA ONE READING BILLS

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

2136 East Turner Street

Sponsor: McGull. Council Bill 2020-014. A special ordinance authorizing the Mayor to execute a deed to convey a portion of the property generally located at 2136 East Turner Street. (Planning and Zoning Commission and staff recommend approval.)

Council Bill 2020-014. Special Ordinance 27275 was approved by the following vote:
Nays: None. Absent: None. Abstain: None.

Preliminary Plat of Kay Pointe Place

Sponsor: Ferguson. Council Bill 2020-015. 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 Kay Pointe Place, generally located at 3652 West Kay Pointe Boulevard and 901 South West Bypass, upon the filing and recording of a final plat which 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.)

Council Bill 2020-015. Special Ordinance 27276 was approved by the following vote:
Nays: None. Absent: None. Abstain: None.

Greene County Storm Warning Sirens Agreement

Sponsor: Lear. Council Bill 2020-017. A special ordinance authorizing the City Manager, or his designee, to enter into a Services Agreement with Greene County, Missouri, for the City to continue to monitor and maintain the County Storm Warning Sirens.

Council Bill 2020-017. Special Ordinance 27277 was approved by the following vote:
Nays: None. Absent: None. Abstain: None.
Shop with a Hero Program

Sponsor: Fisk. Council Bill 2020-018. A special ordinance authorizing the City Manager, or his designee, to accept a grant from the Walmart Community Grant Program to participate in the annual Shop with a Hero Program; and amending the budget of the Police Department for Fiscal Year 2019-2020 in the amount of $13,500.00.

Council Bill 2020-018. Special Ordinance 27278 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Confirmed

Confirm the following appointment to the Mayor’s Commission for Children: Elizabeth Andrews with term to expire November 29, 2021.

Confirmed

Confirm the following appointment to the Land Clearance for Redevelopment Authority: Ben Edmondson with term to expire March 1, 2023.

END OF CONSENT AGENDA.

Motion to Adjourn

Councilman McGull moved to Adjourn. Councilman Simpson seconded the motion, and it was approved by the following vote: Ayes: None. Nays: None. Absent: None. Abstain: None. The meeting adjourned at 7:50 p.m.

Anita J. Cotter, CMC/MRCC
City Clerk

Prepared by
Johnathan Saunders