

April 18, 2022
Springfield, Missouri

The City Council met in regular session April 18, 2022, in the Council Chambers at Historic City Hall. The meeting was called to order by Mayor Ken McClure. Mayor McClure acknowledged the people of Ukraine and recognized the passing of municipal court Judge Todd Thornhill.

Monica Horton was sworn in to the City Council as the Zone 1 Councilmember. Mayor McClure formally welcomed Councilwoman Horton to City Council. Councilwoman Horton introduced her family members who were in attendance. Mayor McClure congratulated Councilwoman Horton.

Roll Call

Present: Mike Schilling, Matthew Simpson, Craig Hosmer, Richard Ollis, Andrew Lear, Heather Hardinger, Monica Horton, Abe McGull, and Ken McClure. Absent: None.

Minutes

The minutes of the April 4, 2022, City Council Meeting, April 5, 2022, Special City Council Meeting, and April 12, 2022, Special City Council Meeting were considered. Councilman Lear moved to approve the minutes as presented. The motion was seconded by Councilman Simpson and approved by the following vote: Ayes: Ollis, Lear, Hardinger, Horton, Hosmer, McGull, Schilling, Simpson, and McClure. Nays: None. Absent: None. Abstain: None.

Consent Agenda

The consent agenda was approved as presented by the following vote: Ayes: Ollis, Lear, Hardinger, Horton, Hosmer, McGull, Schilling, Simpson, and McClure. Nays: None. Absent: None. Abstain: None.

The following item appeared on the agenda under Ceremonial Matters.

Christopher Upton was sworn in to the Citizens Tax Oversight Committee.

Tyler Tooley was sworn in to the Personnel Board.

O'Brien Daniels was sworn in to the Citizens Advisory Committee for Community Development.

Mayor McClure congratulated all that were sworn in and thanked them for their time and commitment.

City Manager Report

Jason Gage, City Manager, provided an update. Mr. Gage welcomed Monica Horton as the new Zone 1 Councilwoman.

Mr. Gage noted the full schedule of meetings for the upcoming week. The City Council ARPA Review Committee will meet on Tuesday, and the Plans and Policies Committee discussion regarding e-Scooters will occur on Thursday.

Mr. Gage provided an update on the Grant Avenue Parkway Project. He noted a neighborhood Open House Workshop to discuss next steps in the Grant Avenue Parkway

project will take place 5-7 p.m., Tuesday, April 19, at the Parkview High School cafeteria. He further noted planning consultants with Peckham, Guyton, Albers, and Viets, Inc. (PGAV) are conducting a qualifications analysis (blight study) of a portion of the Grant Avenue Parkway improvement corridor. The study will help identify what areas qualify for a variety of economic development and neighborhood revitalization tools. Mr. Gage added the groundbreaking and kickoff ceremony for the road construction portion of the Grant Avenue Parkway project will take place in mid-May.

Mr. Gage noted the Springfield community will be host to a variety of events and activities in celebration of Earth Day on April 22, 2022. Details can be found on the City's website.

Mr. Gage provided an update on the Lake Springfield Area Master Plan. He noted a core team has been convened to begin work on the Lake Springfield Area Master Plan. The City of Springfield received an \$800,000 grant from the U.S. Department of Commerce's Economic Development Administration (EDA) to conduct the planning efforts for the redevelopment of the former coal power plant and lake area. He further noted there will be an extensive community engagement component. A website with more details will be live at www.lakespringfieldmasterplan.com on May 1.

Mayor McClure added the City will celebrate Tree City USA on Friday, April 22, 2022. Mayor McClure will participate and a proclamation will be presented that evening at Nathaniel Greene Park.

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

**Amending
Springfield Land
Development Code:
1616 East Bradford
Parkway and 3811
and 3813 South
Weller Ave.**

Sponsor: Simpson. Council Bill 2022-077

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 10.23 acres of property generally located at 1616 East Bradford Parkway and 3811 and 3813 South Weller Avenue from Planned Development No. 117, 5th Amendment, and Planned Development No. 363 to Planned Development No. 379; and adopting an updated Official Zoning Map. (Planning and Zoning Commission and Staff recommend approval.) (By: EWR Springfield Cambium, LLC & EWR Springfield Cambium II, LLC; 1616 E. Bradford Pkwy and 3811 & 3813 South Weller Avenue; Planned Development No. 379.)

Council Bill 2022-077. General Ordinance 6717 was approved with the following vote:
Ayes: Ollis, Lear, Hardinger, Horton, Hosmer, McGull, Schilling, Simpson, and McClure.
Nays: None. Absent: None. Abstain: None.

**Amending
Springfield Land
Development Code:
1310 East St. Louis
Street**

Sponsor: McGull. Council Bill 2022-078

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 1.04 acres of property generally located at 1310 East St. Louis Street from R-HD, High-Density Multifamily Residential District, with Conditional Overlay No. 123, to GR, General Retail District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning

Commission both recommend approval.) (By: Urban Village Living LLC; 1310 East St. Louis Street; Z-5-2022.)

Council Bill 2022-078. General Ordinance 6718 was approved with the following vote:
Ayes: Hosmer, Ollis, Lear, Hardinger, Horton, McGull, Schilling, Simpson, and McClure.
Nays: None. Absent: None. Abstain: None.

**Division Street
Roadway**

Sponsor: Hardinger, McGull. Council Bill 2022-082

**Improvements:
National Avenue to
Glenstone Avenue
project**

A special ordinance approving the plans and specifications for the Division Street Roadway Improvements – National Avenue to Glenstone Avenue project; accepting the bid of Hartman and Company, Inc., in the amount of \$4,689,870.65 for said project; authorizing the City Manager, or his designee, to enter into a contract with such bidder; and amending the Fiscal Year 2021-2022 budget for the Department of Public Works in the amount of \$1,100,000.00 to appropriate reserves of the 1/8-cent Transportation Sales Tax for said project.

Council Bill 2022-082. Special Ordinance 27671 was approved with the following vote:
Ayes: Hosmer, Ollis, Lear, Hardinger, Horton, McGull, Schilling, Simpson, and McClure.
Nays: None. Absent: None. Abstain: None.

The following item appeared on the agenda under Resolutions.

MIEE Final Report Sponsor: McClure. Council Bill 2022-085

A resolution accepting the Mayor’s Initiative on Equity and Equality Report to City Council, including guiding principles.

Cora Scott, Director of Public Information and Civic Engagement, and Taj Suleyman, Director of Diversity, Equity, and Inclusion, provided a brief overview of the proposed. Ms. Scott noted the appointed group convened in March 2021 to establish guiding principles designed to improve access to opportunities and to recognize the inherent dignity and worth of all individuals. The action was taken in part as a response to the death of George Floyd. She further noted the City is focused on addressing the issues of racism and promotion of diversity and equity.

A video presentation by the Mayor’s Initiative on Equity and Equality (MIEE) co-chairs Saehee Duran and Doug Neff was viewed by City Council. The presentation outlined the recommendations of the report. Ms. Duran noted the group came up with working definitions for equity, equality, and inclusion. From these definitions, they came up with their guiding principles. Mr. Neff noted these guiding principles reflect the City’s commitment to being inclusive and equitable. He further noted one of the recommendations was for the City to track any steps taken toward the guiding principles. The five pillars include dialogue and understanding, cultural consciousness, advocacy and partnerships, structural and systematic barriers, and personal and organizational accountability.

Mr. Suleyman thanked City Council for their consideration on accepting the guiding principles. He noted the guiding principles are a community model and welcomes input on how the principles will be utilized going forward.

Councilwoman Hardinger thanked Mr. Suleyman and the Committee for their hard work. Ms. Hardinger expressed her belief to move the community forward there must be a plan. She asked how the progress will be tracked moving forward. Mr. Suleyman noted the guiding principles and ways to implement them will be reviewed.

Jason Gage, City Manager, noted the work done by the MIEE is a good starting point. The guiding principles can be reviewed with City Council priorities and the Comprehensive Plan and tracked to determine how the principles can be implemented.

Councilman Lear expressed his appreciation for the work completed by the MIEE Committee. He noted he views the report in two parts. The first is the internal impact of how the City can take the report and make it actionable, and the second as how this will impact ways the City interacts with community partners.

Ms. Scott noted the information can be provided to other groups through outreach.

Councilwoman Horton expressed her thanks to the MIEE Committee for their work. She asked what role the Mayor's Commission for Human Rights and Community Relations plays in implementing the plan and guiding principles. Mr. Suleyman noted the topic is on the agenda for the next meeting of the Mayor's Commission for Human Rights and Community Relations.

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

Mayor McClure acknowledged the members of the MIEE Committee who were in attendance.

Council Bill 2022-085. Resolution 10627 was approved with the following vote: Ayes: Hosmer, Ollis, Lear, Hardinger, Horton, McGull, Schilling, Simpson, and McClure. Nays: None. Absent: None. Abstain: None.

EMERGENCY BILLS.

PUBLIC IMPROVEMENTS.

The following item appeared on the agenda under Grants.

Sponsor: Hosmer. Council Bill 2022-086

A special ordinance authorizing the City Manager, or his designee, to enter into a Surface Transportation Program-Urban Program and Cost Apportionment Supplemental Agreement with the Missouri Highways and Transportation Commission for the purpose of

**Surface
Transportation
Program - Urban
Program**

jointly constructing the Republic Road Phase 4 and Republic Road Phase 5 projects; and declaring that this council bill qualifies for approval in one reading.

Dan Smith, Director of Public Works, provided a brief overview of the proposed. Mr. Smith noted the proposed is supplemental to an agreement that was previously approved by City Council in 2018. He noted the original agreement was to enter into a cost share agreement with the Missouri Department of Transportation (MoDOT) to improve the intersection of Republic Road at Campbell Street which is a high volume intersection. Mr. Smith further noted the supplemental agreement would allow the City to bid its project with MoDOT's project for the James River Freeway and Republic Road area so one contractor can do both projects. He added this will allow the phasing of both projects to be coordinated to maximize public safety and minimize construction issues.

Mayor Pro Tem Simpson expressed his belief this is needed. He asked if the sinkhole at the intersection will have any impact on the project. Mr. Smith noted a geotechnical engineer did exploratory work and found the sinkhole was repaired so it would not impact the project.

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

Council Bill 2022-086. Special Ordinance 27673 was approved with the following vote:
Ayes: Hosmer, Ollis, Lear, Hardinger, Horton, McGull, Schilling, Simpson, and McClure.
Nays: None. Absent: None. Abstain: None.

AMENDED BILLS.

The following item appeared on the agenda under Public Hearing.

**Springfield Land
Development Code:
1218, 1226, and 1238
East Pacific**

Councilman Ollis made a statement noting the applicant withdrew their application. Councilman Ollis therefore withdrew his sponsorship. Sponsorship for Council Bill 2022-059 was withdrawn.

Sponsor: Ollis. Council Bill 2022-059

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 0.30 acres of property generally located at 1218, 1226, and 1238 East Pacific Street from GM, General Manufacturing, to R-TH, Residential Townhouse, with Conditional Overlay District No. 209; establishing Conditional Overlay District No. 209; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By:Oke-Thomas Investments Inc; 1218, 1226 and 1238 East Pacific Street; Z-23-2021 w/COD #209.)

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

**Master Equipment
Lease Purchase
Agreement**

Sponsor: Lear. Council Bill 2022-087

A special ordinance authorizing the City Manager, or his designee, to enter into Schedule of Equipment No. 4, 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 Springfield-Branson National Airport, and 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 2021-2022 in the amount of \$1,815,000.

David Holtmann, Director of Finance, gave a brief overview of the proposed. Mr. Holtmann noted the proposed will allow the City to enter into the fourth lease agreement with Central Bank to finance the replacement of equipment, a fire truck and wheel loader, to be utilized at the Springfield-Branson National Airport. He added quarterly payments will be made for five years at 3.24% interest, after which time the airport will own the equipment.

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

**Amending
Springfield City
Code: 2018
International
Energy
Conservation Code**

Sponsor: Ollis. Council Bill 2022-088

A general ordinance amending the Springfield City Code, Chapter 36, 'Land Development Code of the City of Springfield,' Article XIX, 'Energy Conservation Code,' by updating from the 2012 to the 2018 version of the International Energy Conservation Code, as modified herein.

Brock Rowe, Interim Director of Building Development Services, gave a brief overview of the proposed. Mr. Rowe noted in 2019 City Council adopted the 2012 International Energy Conservation Code (IECC) with amendments. He further noted the ordinance declared the intent of City Council to adopt the 2018 or 2021 IECC code by January 1, 2023. Mr. Rowe added only 23 Missouri cities have adopted the 2018 IECC code, and no Missouri cities have adopted the 2021 IECC code. He noted the recommendation is to adopt the 2018 IECC code with modifications. The modifications include removal of the residential provisions, revision of the C402.1.1 Low Energy Buildings section, gravity dampers shall be permitted for building of any height located in climate zones 1-4, non-mandatory lighting controls, non-mandatory exterior lighting power requirements, non-mandatory maintenance information and system commissioning, and addition of a number 7 in the exemptions in the alterations section to read; "renovations to existing buildings where it is technically infeasible to conform to the IECC, as approved by the Building Official."

Councilman Hosmer asked which stakeholders the department met with. Mr. Rowe responded the Sierra Club, Springfield Contractors Association, Home Builders Association, American Institute of Architects, the Growth and Development Committee, and the Department of Natural Resources. Councilman Hosmer asked if the revisions are staff

recommendations or a result of meetings with stakeholders. Mr. Rowe responded they are staff recommendations with input from all sources.

Councilman Hosmer asked why the residential provisions will not be included. Mr. Rowe noted the section for residential provisions is identical between the commercial and residential code. He added to avoid confusion, the residential provisions will not be included for the commercial side. Mr. Rowe anticipated the International Residential Code will be presented in late May to early June of 2022.

Councilman Ollis asked how many Missouri cities have adopted the 2021 IECC and how many cities have not adopted the IECC code at all. Mr. Rowe responded no Missouri cities have adopted the 2021 code and 87% have no adopted code. Mr. Rowe noted 75% of the cities that have adopted the 2018 energy code have a population of less than 20,000 people.

Councilman Schilling asked if there is any way to quantify the savings that would be a result of adopting the new code. Mr. Rowe responded this would be difficult due to the variables, noting energy consumption has historically decreased.

Mayor Pro Tem Simpson asked if the IECC defines technical infeasibility or if the department provides the definition. Mr. Rowe responded it is defined in the existing building code.

Councilman Lear asked how many counties have adopted the IECC. Mr. Rowe noted he will follow up with this information.

An opportunity was given for citizens to express their views.

Louise Wienckowski spoke in support of the proposed. Ms. Wienckowski noted she is speaking on behalf of the White River Group of the Missouri Sierra Club. Ms. Wienckowski expressed her belief the new energy codes will go a long way in reducing energy use. She noted energy savings could be as high as 24%, and energy cost savings as high as 27%, depending on the size of the building. Ms. Wienckowski expressed her belief energy cost savings should be deemed important when building, especially for low income, students, and senior citizens.

Councilman Hosmer asked Ms. Wienckowski if the Sierra Club supports the code as modified. Ms. Wienckowski responded most of the modifications are acceptable, and she would like to see LED lighting required.

Mark Gambon spoke in support of the proposed. Mr. Gambon noted he is the current president of the Springfield Contractor's Association. Mr. Gambon noted the association is in support of the 2018 Energy Codes with the proposed exceptions. He expressed his appreciation for the opportunity to work with City staff. Mr. Gambon noted building practices are already in place to meet and exceed the 2018 codes.

Megan Short spoke in support of the proposed. Ms. Short noted she is the executive director of the Springfield Contractor's Association. Ms. Short commended City Staff for meeting with the different stakeholders. She expressed the association supports moving forward with the codes.

Don Underwood spoke in support of the proposed. Mr. Underwood noted he is a representative of the First Unitarian Universalist Church. Mr. Underwood made a statement, on behalf of the church, in support of the proposed. He expressed the belief of the church that the proposed is necessary to make positive changes in response to climate crisis. He noted the proposed will compliment the conservation efforts of City Utilities.

Richard Quint spoke in support of the proposed. Mr. Quint thanked City Council, Brock Rowe, and Building Development Services for their attention to this matter. Mr. Quint expressed his support for the proposed.

With no further appearances, the public hearing was declared closed.

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

Tim Havens addressed City Council. Mr. Havens spoke on cash as private property. He noted when a person is detained by Greene County Jail, their personal property is confiscated. Mr. Havens further noted the detainee's cash is fed into an ATM and they are given an ATM card upon release. Mr. Havens expressed his opinion this deprives the arrestee of the full value of their private property.

Councilman Hosmer asked Mr. Havens if he has taken the issue up with the Greene County Commission. Mr. Havens noted he has not as the money is taken and fed into the ATM machine by a Springfield Police Officer.

Joseph Dougherty did not appear to address City Council.

The following items appeared on the agenda under New Business.

The Public Involvement Committee recommends the following appointment to the Police and Fire Fighters' Retirement System Board of Trustees: Jim Flinn with term to expire April 30, 2025.

UNFINISHED BUSINESS.

MISCELLANEOUS.

The following items appeared under Consent Agenda – First Reading bills.

Sponsor: McGull. Council Bill 2022-089

A general ordinance amending the Springfield City Code, Chapter 2, 'Administration,' Article VI, 'Finances,' Division 2, 'Purchasing,' Section 2-401, 'Purchasing Manual,' Chapter 3, 'Exceptions to Normal Purchasing Procedures,' Section 13-3.312, for the purpose of allowing retired Fire Marshalls to purchase their service weapons.

CONSENT AGENDA – ONE READING BILLS.

**Amending
Springfield City
Code: Service
Weapons**

The following items appeared under Consent Agenda – Second Reading bills.

**Chestnut South Lift
Station Relief Sewer
Project**

Sponsor: Hosmer. Council Bill 2022-083

A special ordinance amending Special Ordinance 27630, which declared the necessity of acquiring by condemnation the final easements for the purpose of constructing and maintaining sanitary sewers in the Chestnut South Lift Station Relief Sewer Project, to correct the legal description of a perpetual sanitary sewer easement.

Council Bill 2022-083. Special Ordinance 27672 was approved with the following vote:
Ayes: Hosmer, Ollis, Lear, Hardinger, Horton, McGull, Schilling, Simpson, and McClure.
Nays: None. Absent: None. Abstain: None.

Confirm the following appointment to the Planning and Zoning Commission: Eric Pauly with term to expire January 1, 2024.

END OF CONSENT AGENDA.

Motion to Adjourn

Mayor Pro Tem Simpson moved to adjourn. Councilman McGull seconded the motion, and it was approved by the following vote. Ayes: Ollis, Lear, Hardinger, Horton, Schilling, Simpson, McGull and McClure. Nays: Hosmer. Absent: None. Abstain: None.



Anita J. Cotter, CMC/MRCC
City Clerk

Prepared by
Michelle Brown