

April 19, 2021
Springfield, Missouri

The City Council met in regular session April 19, 2021 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 April 5, 2021 City Council meeting were approved as presented.

Consent Agenda The Consent Agenda was approved as presented.

The following appeared on the agenda under Ceremonial Matters.

Recognizing Mary Lilly Smith Sponsor: Council. Council Bill 2021-090.

A resolution recognizing the retirement of Director of Planning and Development, Mary Lilly Smith.

Mayor Pro Tem Ferguson provided an overview of the proposed. She commended Ms. Smith on her accomplishments and dedicated service to the City and community.

Jason Gage, City Manager, expressed his appreciation to Ms. Smith for her dedicated service to the City regarding her forethought of planning and economic development to better prosper and build the community.

Councilman Ollis expressed his appreciation to Ms. Smith during her tenure with the City. He further expressed his belief Ms. Smith's efforts have been instrumental in building and revitalizing the community, particularly within the downtown area. He congratulated Ms. Smith on her retirement.

Mayor Pro Tem Ferguson expressed her appreciation to Ms. Smith for her planning guidance, which has helped revitalize the downtown area, particularly the Heer's building, as well protected and preserved numerous neighborhoods within the community.

Councilman Schilling expressed his appreciation to Ms. Smith for advising Council with planning projects in a professional and consistent manner throughout her tenure with the City.

Ms. Smith expressed her appreciation to the City Council, City staff, and the community for the proposed and for their dedicated support during her tenure with the City. She expressed she is overwhelmed and humbled by the response of her retirement. Ms. Smith further expressed a career in public service has been very rewarding. She added it takes teamwork, collaboration, and partnership to make accomplishments and projects to occur and develop within the community. She thanked her family for their dedicated support, as well as a variety of other organizations and entities, such as the Springfield

Area Chamber of Commerce and Greene County, past City staff, Councilmembers, and Mayors for their dedicated service and support.

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

Council Bill 2021-090. Resolution 10570 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

City Manager Report

Jason Gage, City Manager, noted over 1,400 individuals have registered for the Clean Green Springfield Initiative, which is a community-wide cleanup and green-up initiative launched by the City and area partners. He further noted as of April 18, 2021 more than 6 tons of trash has been removed from the local roadways and streams within the community. He noted in May, additional clean-up effort activities will allow for the disposal of harder-to-dispose-of items, such as mattresses, tires, and electronic waste for recycling. Mr. Gage further noted the City's Household Chemical Collection Center will be also open for extended hours throughout the month of May for individuals to drop off unwanted household chemicals. He added if anyone is interested in joining the Clean Green Springfield Initiative efforts, they can visit www.cleangreensgf.com to sign-up.

Mr. Gage noted the Fire Department will be hosting an upcoming groundbreaking ceremony for new Fire Station No. 4 at 4:00 p.m. on April 27, 2021. He further added Fire Station No. 4 is located within the Doling neighborhood area at the corner of Kearney Street and Delaware Avenue. He added the former station, which was constructed in the 1950s, exceeded its usefulness and was demolished on March 26, 2021 for the new station construction. Mr. Gage noted the funding for new Fire Station No. 4 is provided by the voter-approved level property tax, which was renewed by voters on November 7, 2017.

Mr. Gage noted approximately 430 viewers watched the third Forward SGF Speaker Series event held last Thursday. He further noted the event, which was broadcasted live, focused on national housing trends and how they are affecting us locally in Springfield. He added Mary Lilly Smith, Director of Planning and Development, hosted a panel discussion of local housing experts, and the City's Comprehensive Plan consultants, Houseal Lavigne, also attended virtually from Chicago via ZOOM. Mr. Gage noted the next opportunity for individuals to get involved regarding Forward SGF will be the upcoming Downtown Community Workshop scheduled on April 29, 2021, which will be held virtually. He further noted the upcoming workshop will help City staff create the downtown sub-area plan to guide future development and improvements within the downtown area. He added anyone interested in participating can visit www.forwardsgf.com or may contact the Planning and Development Department at 417-864-1031 to register.

Mr. Gage noted the spring edition of SGF Neighborhood News is available. He further noted this edition features a lead story on the benefits of the COVID-19 vaccine from the Springfield-Greene County Health Department's Chief Medical Director, Dr. Nancy Yoon. He added it is also has a lot of news and useful information for our registered neighborhoods. Mr. Gage noted a copy of the spring edition is available at your place for review. He added individuals can sign-up for a free subscription at www.SGFNeighborhoodNews.com.

Mayor McClure expressed his appreciation to the Clean Green Springfield Initiative volunteers for their clean-up efforts for the beautification of the community.

Mr. Gage also expressed his appreciation to the community for their involvement in the Clean Green Springfield Initiative.

Mayor McClure thanked Mr. Gage for tonight's update.

**Public Health
Director Report**

There was no report provided by Katie Towns, Acting Springfield-Greene County Health Director.

The following bills appeared on the agenda under Second Reading.

**Rezoning at 851
West Farm Road 182**

Sponsor: Schilling. Council Bill 2021-073.

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 10 acres generally located at 851 West Farm Road 182 from County R-1, Suburban Residence District to R-SF, Single-Family Residential District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By: Burning Tree Consulting, LLC; 851 W. Farm Road 182; Z-4-2021.)

Councilman Schilling asked for clarification whether Farm Road 182 is maintained by Greene County. Mary Lilly Smith, Director of Planning and Development, answered affirmatively. Councilman Schilling expressed his belief Greene County should consider placing a sign to help notify individuals of nearby cross traffic. Ms. Smith noted Council Bill 2021-083, which is on tonight's Consent Agenda-Second Reading Bills, is regarding the preliminary plat of Ward Branch Subdivision, generally located at 851 West Farm Road 182. She noted there would be two entrances for this property.

Council Bill 2021-073. General Ordinance 6647 was approved by the following vote:
Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure.
Nays: None. Absent: None. Abstain: None.

**Conditional Use
Permit No. 449 – 204
West Plainview
Road**

Sponsor: Schilling. Council Bill 2021-074.

A special ordinance granting Conditional Use Permit No. 449 for the purpose of authorizing a car washing business to operate within the GR, General Retail District generally located at 204 West Plainview Road as a conditional use. (Staff and Planning and Zoning Commission recommend approval.)

Council Bill 2021-074. Special Ordinance 27482 was approved by the following vote:
Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure.
Nays: None. Absent: None. Abstain: None.

**Conditional Use
Permit No. 450 –
6006 West State
Highway 266**

Sponsor: Ferguson. Council Bill 2021-075.

A special ordinance granting Conditional Use Permit No. 450 for the purpose of authorizing playing fields to operate within the HC, Highway Commercial District and Airport Overlay District No. 3 generally located at 6006 West State Highway 266 as a conditional use. (Staff and Planning and Zoning Commission recommend approval.)

Council Bill 2021-075. Special Ordinance 27483 was approved by the following vote:
Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure.
Nays: None. Absent: None. Abstain: None.

**Mapping of the East
West Arterial – US
Highway 65 and
Riverbluff Boulevard
to Kissick Avenue**

Sponsor: Hosmer. Council Bill 2021-076.

A special ordinance approving the mapping of the East West Arterial, generally located between US Highway 65 and Riverbluff Boulevard to Kissick Avenue, pursuant to Section 11.11 of the City Charter of the City of Springfield, Missouri, in order to preserve right-of-way for future public street improvements for an additional five years. (Staff and Planning and Zoning Commission recommend approval.)

Councilman Lear asked for clarification whether the Greene County Commission has approved a similar action for the proposed and if building permits could be issued by Greene County for the portions outside the city. She expressed her belief Greene County has not currently adopted the mapping alignment to her knowledge. She noted the City would not construct the proposed unless Greene County supports their portion for the East West Arterial. She further noted if Greene County has not approved their portion, building permits could possibly be issued by Greene County to the property owners who reside outside the city limits. Ms. Smith noted there is a house located on the property at the Hartley farm.

Councilman Ollis asked for clarification whether a funding source has been established for the proposed. Ms. Smith noted a funding source has not yet been currently identified for the proposed. Councilman Ollis asked for clarification whether fair market value for the Hartley farm would be offered if the proposed was to be developed by the City and Greene County. Ms. Smith answered affirmatively. She noted the City has preserved other corridor areas, such as James River Freeway and Kansas Expressway, for future developments for planning purposes even though it may take several years for construction to occur. Councilman Ollis asked for clarification whether the City has proposed reserving property for future developments within Greene County in the past. Ms. Smith answered affirmatively and noted the City worked with Greene County to help reserve property regarding corridor areas for future arterial development for Kansas Expressway.

Councilman Hosmer asked for clarification regarding the mapping for the proposed. Ms. Smith noted the mapping of the proposed occurred in 2016, which was based upon a survey that was completed. She further noted the proposed alignment is the same as was adopted by Council in 2016. Ms. Smith added the East West Arterial has a history dating back to 2001. She noted the mapping review was conducted due to previous litigation that occurred with the developer of Granite Springs. She further added the alignment line was made when a survey was completed, which was changed from the original line proposed before the survey was conducted. Rhonda Lewsader, City Attorney, noted City staff would provide additional information to the City Council for review. She further noted the property owners received official notice back in 2016 about the proposed. Ms. Smith noted if the proposed is not approved by Council, the City would be able to issue building permits within the corridor area when it expires, which will not preserve the area for the East West Arterial for future construction. Councilman Hosmer expressed his opposition for the proposed.

Councilman Simpson asked for clarification whether the proposed changes the arterial originally adopted in 2016. Ms. Smith reiterated the proposed is the same as was adopted by Council in 2016. She noted five years ago, Council originally adopted the proposed, and City staff is coming back to Council for the five- year limit for re-consideration of the proposed.

Councilman Ollis expressed his belief the City and Greene County need to coordinate together on the proposed, so everyone is clear on what is occurring. Ms. Smith noted City staff would work with Greene County if Council would like to table the proposed for further discussions with Greene County. She further noted the current mapping does not expire until July 11, 2021. Councilman Ollis expressed his support for the East West Arterial, but further expressed his belief the proposed should be tabled until additional discussions with Greene County can occur.

Mayor McClure expressed his support of tabling the proposed until additional discussions with Greene County can occur.

Councilman Lear asked for clarification whether some of the properties located within Greene County for the proposed could possibly be annexed into the city limits. Ms. Smith noted state law dictates the issue of annexations. She further noted a property owner could sign a petition to voluntarily annex their property into the city limits or an election would need to take place by the registered voters for annexation. Councilman Lear expressed his opinion the issue of annexation is worth considering.

Councilman Simpson asked for clarification whether there would be any issues associated with allowing the proposed to not be approved due to previous litigation. Ms. Smith expressed her belief to her knowledge the current mapping alignment is not part of the previous litigation. She further noted the City wanted a different alignment, and a survey was conducted. She added a different alignment for official mapping occurred in 2016. Ms. Smith noted the alignment also goes through other unincorporated areas also, not just the Hartley farm.

Mayor Pro Tem Ferguson asked for clarification whether any of the properties near the proposed located outside the city limits have expressed any interest in being voluntary annexed. Ms. Smith expressed her belief she does not know if any of the property owners near the proposed who own property outside the city limits that would like to be voluntarily annexed into the city.

Councilman Ollis moved to table Council Bill 2021-076 until the June 14, 2021 Council meeting.

Ms. Lewsader noted the issue of tabled bills would be conducted later in the meeting. Mayor McClure asked Ms. Lewsader to begin drafting a motion for Council to amend upcoming Council Bill 2021-094 so Council Bill 2021-076 could be included in forwarding this bill to the next succeeding Council.

Council Schilling seconded the motion and Council Bill 2021-076 was tabled by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

**Comprehensive
Housing Assistance
Program**

Sponsor: Ollis. Council Bill 2021-077.

A special ordinance authorizing the City Manager, or his designee, to utilize U.S. Department of Housing and Urban Development funds budgeted for the City of Springfield's Comprehensive Housing Assistance Program to supplement Coronavirus Aid, Relief, and Economic Security Act funds allocated for Affordable Housing Assistance by Special Ordinance 27336. (Staff recommends approval.)

Council Bill 2021-077. Special Ordinance 27484 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

**Division Street
Reconstruction
Project –
#2017PW0036**

Sponsor: McGull. Council Bill 2021-078.

A special ordinance declaring the necessity of condemning right(s)-of-way for perpetual sidewalk and temporary construction easements over, under, and through the properties herein described and located along East Division Street between National and Glenstone Avenues in the City of Springfield, Missouri, including 1310, 1320, 1324, and 1607 East Division Street, for the purpose of completing the Division Street Reconstruction Project, City Project #2017PW0036, funded through the 1/4-Cent Capital Improvement Sales Tax; and authorizing certain officers, or their designees, to do all things necessary to carry out the terms of this Ordinance.

Anita Cotter, City Clerk, noted City staff has reached an agreement with the property owners, so no second reading will be conducted. She further noted Councilman McGull withdrew his sponsorship from Council Bill 2021-078 earlier today. Since there is no sponsorship, Council Bill 2021-078 is unable to proceed for consideration and will die.

**Fassnight Trail
Improvements and
Luster Avenue
Sidewalk Project**

Sponsor: Schilling. Council Bill 2021-079.

A special ordinance repealing Special Ordinance 27456; approving the plans and specifications for the Fassnight Trail Improvements and Luster Avenue Sidewalk project; accepting the bid of Liming Concrete, LLC, in the amount of \$174,264 for said project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder.

Council Bill 2021-079. Special Ordinance 27485 was approved by the following vote:
Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure.
Nays: None. Absent: None. Abstain: None.

**Repairing Sewer
Infrastructure – 2800
West High Street**

Sponsor: Ferguson. Council Bill 2021-080.

A special ordinance authorizing the City Manager, or his designee, to acknowledge and accept \$424,623 from the Greenfield Environmental Multistate Trust, LLC, for the purpose of repairing sewer infrastructure in the vicinity of the former Tronox/Kerr-McGee Wood Treatment Facility located at 2800 West High Street; and approving a budget adjustment amending the Fiscal Year 2020-2021 budget of the Department of Environmental Services Clean Water Fund in the amount of \$424,623.

Council Bill 2021-080. Special Ordinance 27486 was approved by the following vote:
Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure.
Nays: None. Absent: None. Abstain: None.

**Sidewalk Cafés –
Waive Application
and Permit Fees for
Encroachments
Permits**

Sponsor: Lear. Council Bill 2021-081.

A general ordinance amending the Springfield City Code, Chapter 98, 'Streets, Sidewalks, and Public Places,' Article VII, 'Encroachments on City Property,' Section 98-323, 'Certain encroachments authorized by the director of public works—Procedures related thereto,' to waive application and permit fees for encroachment permits for temporary sidewalk cafés while restaurants are required to maintain physical distancing between patrons or restaurants are restricted from seating patrons at counters due to the 2019 novel coronavirus.

Mayor Pro Tem Ferguson expressed she will be voting on the proposed, because her employer does not have any permanent or temporary sidewalk cafés for any financial gain.

Council Bill 2021-081. General Ordinance 6648 was approved by the following vote:
Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure.
Nays: None. Absent: None. Abstain: None.

Variance to the Fuel Adjustment Factor

Sponsor: Ollis. Council Bill 2021-082.

A general ordinance authorizing a variance to the Fuel Adjustment Factor for Under-recovery (Over-recovery) of Prior Fuel Cost Dollars (a/k/a “under-recovery (over-recovery) of fuel costs”), each as described or defined in the Fuel Adjustment Clause (Electric Rates Sheet No. 10 of General Ordinance 6139), to be calculated by City Utilities of Springfield, Missouri.

Council Bill 2021-082. General Ordinance 6649 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Employment Agreement – Anita J. Cotter

Sponsor: McClure. Council Bill 2021-088.

A special ordinance adopting and authorizing the Mayor to execute the Second Amendment to an Employment Agreement by and between the City of Springfield, Missouri, and Anita J. Cotter, setting out the terms and conditions of her employment as City Clerk; and authorizing payment of salary and benefits to Anita J. Cotter in accordance with the provisions set forth therein.

Council Bill 2021-088. Special Ordinance 27487 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

GRANTS

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

Antonia Genisio did not appear to address City Council.

Lisa Meeks addressed the issue of masking. Ms. Meeks expressed her belief Council is disconnected with the individuals they serve. She further expressed her belief a majority of individuals within the community are tired of wearing masks, and these should be discontinued. She expressed her opinion the recent mass vaccination event held at Hammons Student Center in which the Johnson and Johnson vaccines were administered have caused over 6,000 individuals health to be at risk. Ms. Meeks noted the Johnson and Johnson vaccines distribution have been halted due to the risk of blood clots.

Patricia Tursi addressed the issue of masking. Ms. Tursi expressed her belief there appears to be censorship occurring about the issue of masking and the COVID-19 pandemic. She further expressed her belief masking is unjust and masking does not work as a preventative tool in preventing COVID-19. She expressed her opinion the City should help inform individuals about boosting their immunity to help improve their health as opposed to asking individuals to continue wearing masks.

Gerald Keim addressed the issue of masking. Mr. Keim expressed his belief masking does not work as a preventative tool in preventing COVID-19. He further expressed his belief City Council should remove masking upon the community. He expressed his opinion the issue of COVID-19 does not constitute a civil emergency.

Jan DuMas addressed the issue of masking. Ms. DuMas expressed her belief some experts have been lying about the issue of masking and COVID-19. She further expressed her belief masking is harming the emotional, social, and physical health of children. She expressed her opinion the issue of COVID-19 does not constitute a civil emergency.

Daryl Day did not appear to address City Council.

Daryl Baker did not appear to address City Council.

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

Electing Todd Thornhill as Municipal Court Judge

Sponsor: McClure. Council Bill 2021-091.

A resolution electing the Honorable Todd Thornhill as judge of the Springfield Municipal Court for a term of four years.

Council Bill 2021-091. Resolution 10571 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Appointment to the College Station Community Improvement District Board of Directors

Sponsor: Schilling. Council Bill 2021-092.

A resolution confirming the appointment of Paul Tillman to the College Station Community Improvement District Board of Directors. (Staff recommends approval.)

Council Bill 2021-092. Resolution 10572 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Appointment to the Southern Hills Community Improvement District Board of Directors

Sponsor: Simpson. Council Bill 2021-093.

A resolution confirming the appointment of Jason Hill to the Southern Hills Community Improvement District Board of Directors. (Staff recommends approval.)

Council Bill 2021-093. Resolution 10573 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

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

**Preliminary Plat of
Ward Branch
Subdivision – 851
West Farm Road 182**

Sponsor: Schilling. Council Bill 2021-083.

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 Ward Branch Subdivision, generally located at 851 West Farm Road 182, 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. (Staff recommends that City Council accept the public streets and easements.)

Council Bill 2021-083. Special Ordinance 27488 was approved by the following vote:
Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure.
Nays: None. Absent: None. Abstain: None.

**Preliminary Plat of
Terragreen
Condominium Plat
Phase IV – 2305
South Blackman
Road**

Sponsor: Simpson. Council Bill 2021-084.

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 Terragreen Condominium Plat Phase IV, generally located at 2305 South Blackman Road, 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. (Staff recommends that City Council accept the public streets and easements.)

Council Bill 2021-084. Special Ordinance 27489 was approved by the following vote:
Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure.
Nays: None. Absent: None. Abstain: None.

**Preliminary Plat of
Olive Corner – 519
West Olive Street**

Sponsor: Schilling. Council Bill 2021-085.

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 Olive Corner, generally located at 519 West Olive 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. (Staff recommends that City Council accept the public streets and easements.)

Council Bill 2021-085. Special Ordinance 27490 was approved by the following vote:
Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure.
Nays: None. Absent: None. Abstain: None.

END OF CONSENT AGENDA

The following appeared on the agenda under Resolutions.

Removing and Forwarding Certain Tabled Bills

Sponsor: Council. Council Bill 2021-094.

A resolution removing certain tabled bills from the table and forwarding them to the next succeeding City Council for further consideration and review; and declaring an emergency pursuant to City Charter Section 2.12.

Rhonda Lewsader, City Attorney, provided an overview of the proposed. Ms. Lewsader noted there are bills that have been tabled and if no action is taken, those bills will be deemed to have died pursuant to City Code Sections 2-33 and 2-53(e)(7). She further noted the proposed removes the following bills from the table and forwards them to the next succeeding City Council for further consideration and review: Council Bill 2016-293, which is a special ordinance approving Redevelopment Project 2 for the Springfield Plaza Tax Increment Financing Plan and initiating tax increment financing therein; Council Bill 2020-098, which is a special ordinance approving a Redevelopment Project for the Idea Commons Tax Increment Financing Plan and initiating tax increment financing therein; and Council Bill 2021-044, which is a special ordinance authorizing the City Manager, or his designee, to enter into a contract with ShotSpotter, Inc., for the implementation of the ShotSpotter Respond gunfire detection system.

Councilman Ollis moved to amend Council Bill 2021-094 by inserting the following text at line 36 “Council Bill 2021-076, a special ordinance approving the mapping of the East West Arterial, generally located between US Highway 65 and Riverbluff Boulevard to Kissick Avenue, pursuant to Section 11.11 of the City Charter of the City of Springfield, Missouri, in order to preserve right-of-way for future public street improvements for an additional five years.” and to table Council Bill 2021-076.

Councilman Simpson seconded the motion, and Council Bill 2021-094 was amended by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

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

Resolution 10574 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Forwarding Certain Topics to Council Committees

Sponsor: Council. Council Bill 2021-095.

A resolution forwarding certain topics on City Council Committee schedules to the next succeeding City Council Committees for further consideration and review; and declaring an emergency pursuant to City Charter Section 2.12.

Rhonda Lewsader, City Attorney, provided an overview of the proposed. Ms. Lewsader noted there are several topics that have been referred to or considered by Council Committees. She further noted the proposed forwards those topics under consideration by the Council Committees for the next succeeding Council Committees to further consider and review.

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

Council Bill 2021-095. Resolution 10575 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

Declaring Results of General Municipal Election April 6, 2021

Sponsor: Council. Council Bill 2021-096.

A resolution declaring the results of a General Municipal Election held on April 6, 2021, under the Home Rule Charter of the City of Springfield, Missouri.

Rhonda Lewsader, City Attorney, provided an overview of the proposed. Ms. Lewsader noted the proposed declares the results of the General Municipal Election held on April 2, 2021 for the City Council election. She further noted the election results are as follows: Mayor – Ken McClure; General Seat A – Heather Hardinger; General Seat B – Craig Hosmer; Zone 1 – Angela Romines; and Zone 4 – Matthew Simpson.

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

Council Bill 2021-096. Resolution 10576 was approved by the following vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

COMMENTS AND PRESENTATIONS

Mayor McClure noted Councilwoman Fisk has served the City of Springfield with distinction since becoming a Councilmember in June 2012. He expressed his opinion Councilwoman Fisk has led City Council during many turbulent times with grace and honor. Mayor McClure presented Councilwoman Fisk with a plaque commemorating her years of service to the City of Springfield, as well as an art framing recognizing her swearing-in.

Councilwoman Fisk thanked her family, Council, City staff, and the community for their dedicated service and support during her tenure.

Mayor McClure noted Mayor Pro Tem Ferguson has served the City of Springfield with distinction since becoming a Councilmember in April 2015. He expressed his opinion Mayor Pro Tem Ferguson has led City Council during many turbulent times with grace and honor. Mayor McClure presented Mayor Pro Tem Ferguson with a plaque commemorating her years of service to the City of Springfield, as well as an art framing recognizing her swearing-in.

Mayor Pro Tem Ferguson thanked her family, Zone 1, Council, City staff, and the community for their dedicated service and support during her tenure.

Adjourn Sine Die

Mayor McClure adjourned the meeting Sine Die at approximately 8:00 p.m. The City Council meeting resumed at 8:02 p.m.

ADMINISTER OATH OF OFFICE TO NEWLY ELECTED OFFICIALS

Anita Cotter, City Clerk, swore in Angela Romine to serve as Zone 1 Councilwoman.

Ms. Cotter swore in Matthew Simpson to serve as Zone 4 Councilman.

Ms. Cotter swore in Heather Hardinger to serve as General A Councilwoman.

Ms. Cotter swore in Craig Hosmer to serve as General B Councilman.

Ms. Cotter swore in Ken McClure to serve as Mayor.

Roll Call

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

Motion to Table Bills

Councilman Lear moved to table Council Bills 2016-293, 2020-098, 2021-044, and 2021-076 pending a report from City staff.

Councilman Simpson seconded the motion.

Rhonda Lewsader, City Attorney, noted the proposed amendment is a continuation of the previous action taken earlier by the previous Council. She further noted the proposed amendment tables the forementioned Council bills to the presiding Council.

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

Council Bills 2016-293, 2020-098, 2021-044, and 2021-076 were tabled by Council per the following vote: Ayes: Simpson, Schilling, Hosmer, Ollis, Lear, Hardinger, Romine, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

The following bills appeared on the agenda under Council Bills for Public Hearing.

The following bills were read and discussed simultaneously.

Rezoning at 1640 East Sunshine Street

Sponsor: Simpson. Council Bill 2021-097.

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning approximately 0.07 acres generally located at 1640 East Sunshine Street from R-SF, Single-Family Residential District to GR, General Retail District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By: 3410 Kingshighway LLC; 1640 East Sunshine Street; Z-9-2021.)

Conditional Use Permit No. 447 – 1640 and 1650 East Sunshine Street

Sponsor: Simpson. Council Bill 2021-098.

A special ordinance granting Conditional Use Permit No. 447 for the purpose of authorizing an automobile washing business to operate within the GR, General Retail District generally located at 1640 and 1650 East Sunshine Street as a conditional use. (Staff and Planning and Zoning Commission recommend approval.)

Mary Lilly Smith, Director of Planning and Development, provided an overview of the proposed. Ms. Smith noted the two proposed bills are related to the Blue Iguana Car Wash. She further noted Council Bill 2021-097 is intended for the applicant to utilize the approximately 0.07 acres to install a required bufferyard between the general retail and residential single-family properties. She added Council Bill 2021-098 is relating to the conditional use permit that allows expansion of carwash vacuums and parking onto the 1650 East Sunshine lot. Ms. Smith noted the driveway at 1650 East Sunshine will be an exit-only and satisfies all standards for a conditional use permit.

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

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

Repealing General Ordinance 6585

Sponsor: Ollis. Council Bill 2021-099.

A general ordinance repealing General Ordinance 6585 titled "Suspending enforcement of portions of sections 36-368(9) and 36-473(e) of the Zoning Ordinance."

Mary Lilly Smith, Director of Planning and Development, provided an overview of the proposed. Ms. Smith noted on April 6, 2020, Council adopted General Ordinance 6585, which suspended the enforcement of the neighborhood meeting requirements found at sections 36-368(9) and 36-473(e) of the City's Zoning Ordinance. She further noted General Ordinance 6585 suspended the enforcement of that requirement for certain development cases, such as rezonings, planned developments, street vacations, conditional use permits, and Type 2 short-term retails for in-person meetings with interested neighbors due to concerns of transmitting COVID-19 by person-to-person contact.

Ms. Smith noted on April 5, 2021, Council adopted amendments to General Ordinance 6628, which include increasing the participant limits on mass gatherings and recommending rather than requiring physical distancing. She further noted those adopted amendments became effective on April 16, 2021. She added re-instituting the requirement for neighborhood meetings for certain development cases would be consistent with the City's actions to step out of the COVID-19 pandemic restrictions as certain public health metrics are met. She noted individuals who are unable or do not want to participate in person neighborhood meetings would have an option of submitting their remarks via comment cards to the Planning and Development Department for the record.

Councilman Lear asked for clarification whether electronic meetings would still be an option or neighborhood meetings must be held in person. Ms. Smith noted in-person meetings would be required, but applicants may also conduct an electronic neighborhood meeting if they would like. She further noted the City's zoning regulations would need to be amended, which would take some time for possible implementation, for electronic meetings to be a requirement as opposed to in person meetings.

Councilman Ollis asked for clarification whether an electronic meeting option could be implemented as opposed to only requiring in person neighborhood meetings. Ms. Smith reiterated an electronic meeting requirement could be a possibility for consideration but would take some time for possible implementation. She noted there may be some issues, such as no internet access at or near the proposed property location, for possible electronic meetings to occur in some areas of the city or some individuals may not have access to internet capabilities due to budget limitations. Ms. Smith further noted City staff would explore electronic meeting requirements if Council is interested. Councilman Ollis expressed his support of City staff possibly exploring utilizing electronic meetings as a requirement versus only in person for neighborhood meetings for various zoning related issues.

Councilman Simpson expressed his support for City staff to explore utilizing electronic meeting requirements for various zoning related issues. He further expressed his belief electronic meetings may help provide access opportunities for more individuals to participate as opposed to only in person meetings.

Ms. Smith noted some developers conducted electronic meetings as an option for their zoning proposals with neighborhoods during the COVID-19 pandemic. Ms. Smith further noted City staff would review the issue of electronic meetings for various zoning issues and would provide Council with information for their review.

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

**Surface
Transportation
Program-Urban
Program Agreement
– Transportation
Management Center**

Sponsor: Lear. Council Bill 2021-100.

A special ordinance authorizing the City Manager, or his designee, to enter into a Surface Transportation Program-Urban Program Agreement with the Missouri Highways and Transportation Commission; and amending the budget of the Department of Public Works for Fiscal Year 2020-2021, in the amount of \$360,000, for the purpose of partially reimbursing the base salaries of up to six City employees who operate and manage the Transportation Management Center.

Tom Dancey, Traffic Engineer, provided an overview of the proposed. Mr. Dancey noted the proposed is to utilize surface transportation block grant funds for another one-year period to reimburse approximately 80% of the base salaries of six Public Works employees at the Transportation Management Center. He further noted the remaining 20% of the base salary costs were funded by the transportation fund, which has been utilized to meet the matching requirements of the federal surface transportation block grant funds. He added employee benefit costs, also funded by the transportation fund, are not eligible for grant reimbursement.

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

**Agreement with
Missouri State
Highway Patrol and
Marshall University
Research
Corporation –
Sexual Assault
Forensic Evidence
Kits**

Sponsor: Hosmer. Council Bill 2021-101.

A special ordinance authorizing the City Manager, or his designee, to enter into a Professional Service Agreement with the Missouri State Highway Patrol and the Marshall University Research Corporation on behalf of Marshall University Forensic Science Center to provide independent review of privately tested Sexual Assault Forensic Evidence kits.

Paul Williams, Police Chief, provided an overview of the proposed. Chief Williams noted Council recently appropriated funding to allow for the testing by a private laboratory of the remaining approximately 119 untested sexual assault forensic evidence kits held by the Police Department. He further noted in order for the test kit results to be provided to the Missouri State Highway Patrol for entry into the Combined DNA Index System (CODIS), the test results must first be submitted to a third-party for an independent technical review. He added the proposed would allow a third-party review by the Marshall University Forensic Science Center. Chief Williams noted the Missouri State Highway Patrol would provide technical assistance and training to Marshall University and the test results would be submitted into CODIS.

Councilman Simpson asked for clarification whether Marshall University is only conducting a third-party review of the test kit results. Chief Williams answered affirmatively and noted Bode Technology in Virginia would be the laboratory conducting the testing of the sexual assault forensic evidence kits.

Councilman Hosmer asked for clarification regarding the timeline for the untested sexual assault forensic evidence kits to be tested. Chief Williams expressed his belief by the end of year 2022, the entire process regarding the untested sexual assault forensic evidence kits should be completed. Councilman Hosmer asked Chief Williams to please keep the Council updated regarding any positive test result case hits from the test kits. Chief Williams answered affirmatively.

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

EMERGENCY BILLS

PUBLIC IMPROVEMENTS

AMENDED BILLS

MISCELLANEOUS

The following appeared on the agenda under New Business.

The Public Involvement Committee recommends the following appointments to the Citizens Advisory Committee for Community Development: Shawna Batty and Mary Nichols with terms to expire May 1, 2024.

The Public Involvement Committee recommends the following reappointments to the Citizens Advisory Committee for Community Development: Alexandra Sheppard and Kate Stockton with terms to expire May 1, 2024.

The Public Involvement Committee recommends the following reappointments to the Citizens' Tax Oversight Committee: Charles Cowherd and David Troyer with term to expire May 1, 2024.

The Public Involvement Committee recommends the following appointment to the Police Officers' and Fire Fighters' Retirement System Board of Trustees: Justin Setser with term to expire April 30, 2024.

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

CONSENT AGENDA – FIRST READING BILLS

END OF CONSENT AGENDA – FIRST READING

Motion to Adjourn

Mayor McClure welcomed Councilwoman Hardinger and Councilwoman Romine to the Council.

Councilman Simpson moved to Adjourn. Councilman McGull seconded the motion, and it was approved by the following vote. Ayes: Simpson, Schilling, Ollis, Lear, Hardinger, Romine, McGull, and McClure. Nays: Hosmer. Absent. Abstain: None. The meeting adjourned at approximately 8:38 p.m.



Anita J. Cotter, CMC/MRCC
City Clerk

Prepared by
Anita Baker