

March 11, 2019
Springfield, Missouri

The City Council met in regular session March 11, 2019 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: Mike Schilling, Jan Fisk, Craig Hosmer, Richard Ollis, Andrew Lear, Phyllis Ferguson, Matthew Simpson, Tom Prater, and Ken McClure. Absent: None
Minutes	There being no additions, deletions, or corrections, the minutes of the February 25, 2019 City Council Meeting were approved as presented.
Consent Agenda	The Consent Agenda was approved as presented.

CEREMONIAL MATTERS

City Managers Report and responses to questions raised at the previous City Council Meeting.

City Manager's Report	Jason Gage, City Manager, provided an update on the Springfield-Greene County Parks Department. He noted the defending World Team Tennis (WTT) Champion Springfield Lasers released their 2019 season schedule and it includes seven home matches to be played on the Laser's home court at Cooper Tennis Complex. He added the Lasers open their season on Sunday, July 14, 2019 versus the Philadelphia Freedoms, the same match-up from last year's WTT Finals, where the Lasers captured their first Championship Trophy in the team's 32-year history by winning 19-18. Mr. Gage noted Bob Belote, Director of Parks and Recreation, provided City Council a full update on the department's activities at their places.
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Mr. Gage gave an update on the March 2019 Sales Tax Report. He stated the City's sales tax revenues from the Missouri Department of Revenue are down 5.32 percent compared to the budget for March, and up 1.66 percent year-to-date. He added the City's tax revenue is two percent above the budgeted amount on a rolling 12-month average and the March 2019 revenue check reflects sales processed by the State in February 2019, from transactions made primarily in January 2019. Mr. Gage noted the City's tax revenue increased 2.47 percent compared to March 2018.

Mr. Gage provided a brief update on the Galloway Neighborhood. He noted the City continues to partner with Galloway area residents and stakeholders to develop recommendations for the future of Galloway Village. He added Galloway Neighborhood Association leadership, business representatives, and other stakeholders in the area met with City Staff in February and March 2019 to plan a Community Engagement Process, allowing City Staff to gather input for future development of the Galloway and Lone Pine Avenue area. Mr. Gage stated citizens interested in sharing feedback and helping plan for the area should plan to attend the first of three public input meetings, the first meeting being held on Thursday, March 21, 2019 at 5:30 p.m. at the All Saints Anglican Church, located at 2751 E. Galloway Street. He added two additional meetings are planned for Spring and Summer 2019, and beginning today there is an online survey to collect input available at www.springfieldmo.gov/ourgalloway. Mr. Gage stated comments collected from the three public meetings will be posted online at the same website, and once the public input process is complete, City Planning and Development Department Staff will provide a report of recommendations to City Council in late Summer or early Fall 2019. He added the report will also be posted at www.springfieldmo.gov/ourgalloway.

Mr. Gage reminded citizens of their upcoming opportunity to vote on April 2, 2019 and the City's 1/4-cent Capital Improvements Sales Tax Renewal ballot initiative. He added the tax has helped pay for high-priority roadway, sidewalk, and infrastructure projects for 30 years, and the initiative does not constitute a tax increase. He noted the City is requesting to extend the cycle to 20 years and a list of proposed projects and programs can be found online at www.springfieldmo.gov/election.

Mr. Gage gave an update on the 2019 Birthplace of Route 66 Festival launch event. He noted more than 200 cars are already registered for the August 9-10 Route 66 Festival that will take place in Downtown Springfield, and registration began last Thursday at the Discovery Center with City partners KY3/KSPR, West Central Neighborhood Alliance, Downtown Springfield Association, and Aaron Sachs & Associates. Mr. Gage thanked Mayor Ken McClure for attending the launch and sharing with citizens the importance of events like the Route 66 Festival and their impact on economic vitality. He stated the event was featured on KY3 and KSPR news, and the front page of the Springfield-News Leader, allowing for celebration of what has become a real source of pride in Springfield, our history as the birth place of Route 66. He added the Public Information and Civic Engagement Office (PIO) provided City Council with registration forms and additional information at their places. Mr. Gage noted citizens can find more information and register for the car show, parade, and many other activities by visiting the Public Information Office, going online to www.route66festivalsgf.com, or calling the Route 66 hotline at 417-864-1642.

Mayor Ken McClure expressed his opinion the high level of interest for the 2019 Birthplace of Route 66 Festival will prompt a successful Community Event.

Councilman Simpson thanked City Staff for their work on the Galloway Neighborhood Planning Initiative. Mr. Gage responded City Council deserves a lot of the credit and City Staff is appreciative and are working to fulfill City Council's request to keep Galloway area residents informed and involved in future development and planning decisions for the neighborhood.

Mayor Ken McClure offered congratulations to Greenwood High School and Springfield Catholic High School boys basketball teams for finishing first and second in their respective classes during the Missouri State High School Activities Association Boys Basketball State Championships held last week in Springfield at the JQH Arena. Mayor McClure noted City Council would recognize both teams for their accomplishments in the coming weeks.

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

**3411 S. Kansas
Avenue re-zoning**

Sponsor. Ollis. Council Bill 2019-026. Tabled at the February 25, 2019 City Council Meeting to comply with City Code Section 2-57. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 2.27 acres of property, generally located at 3411 South Kansas Avenue, from R-LD, Low Density Multi-Family District, with Conditional Overlay District No. 145, to R-LD, Low Density Multi-Family District and establishing Conditional Overlay District No. 162; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Project Collective, LLC; 3411 South Kansas Avenue; Z-30-2018 w/COD #162.)

Council Bill 2019-026. General Ordinance 6505 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

**1630 W. Republic
Street re-zoning**

Sponsor: Hosmer. Council Bill 2019-027. Tabled at the February 25, 2019 City Council Meeting to comply with City Code Section 2-57. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 6.99 acres of property, generally located at 1630 West Republic Street, from a R-SF, Single-family Residential District to GR, General Retail District and establishing Conditional Overlay District No. 165; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Southland Christian Church; 1630 West Republic Road; Z-3-2019 w/COD #165.)

Council Bill 2019-027. General Ordinance 6506 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

**1403, 1405, 1409,
1411, 1415, 1423,
1425, and 1427
E. Cherry Street
and 527 S.
Pickwick Avenue
re-zoning**

Sponsor: Prater. Council Bill 2019-028. Tabled at the February 25, 2019 City Council Meeting to comply with City Code Section 2-57. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 1.18 acres of property, generally located at 1403, 1405, 1409, 1411, 1415, 1423, 1425, and 1427 East Cherry Street and 527 South Pickwick Avenue, from a R-HD, High Density Multi-Family Residential District and LB, Limited Business District within UCD District No. 2, Areas E and F to Planned Development District No. 366; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Pickwick and Cherry, LLC; 1403, 1405, 1409, 1411, 1415, 1423, 1425, & 1427 East Cherry Street and 527 South Pickwick Avenue; Planned Development 366.)

Council Bill 2019-028. General Ordinance 6507 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

**3851 W. Farm
Road
148/University
Street annexation**

Sponsor: Schilling. Council Bill 2019-029. Tabled at the February 25, 2019 City Council Meeting to comply with City Code Section 2-57. A general ordinance amending Section 1-9 of the Springfield City Code, 'City Limits,' by annexing 9.3 acres of private property and 0.3 acres of Greene County right-of-way into the City of Springfield, Missouri, generally located at 3851 West Farm Road 148/University Street, and generally referenced as Annexation A-1-19; and amending the Springfield City Code, Chapter 46, Section 46-1, 'Boundaries of wards, precincts and council zones,' by adding this property to the ward and precinct assigned by the County Clerk. (By: A&R Property Developers, LLC; 3851 W. Farm Road 148/University St.; Annexation A-1-19.)

Mayor Ken McClure noted he would make a motion to table Council Bills 2019-029 and 2019-036 to allow time for proposed amendments to Council Bill 2019-030 to be considered by City Council.

Mayor McClure moved to table Council Bills 2019-029 and 2019-036 until the March 25, 2019 City Council Meeting. Councilman Simpson seconded the motion, and it was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

**3851 W. Farm
Road
148/University
Street re-zoning**

Sponsor. Schilling. Council Bill 2019-030. Tabled at the February 25, 2019 City Council Meeting to comply with City Code Section 2-57. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 9.3 acres of property generally located at 3851 West Farm Road 148/University Street from County C-1, Neighborhood Commercial District, to R-MD, Medium Density Multi-Family Residential District and GR, General Retail District; and establishing Conditional Overlay District No. 166; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission both recommend approval.) (By: A&R Property Developers, LLC; 3851 W. Farm Road 148/University St.; Z-4-2019 w/COD #166.)

Councilman Schilling noted he would move to amend Council Bill 2019-030 by substituting Amended Exhibit A for Exhibit A and adding Conditions Seven thru Ten including bufferyard requirements for north and west property lines and preservation and placement of trees. Additionally, amend exhibit D by substituting Amendment Attachment Five, and Revised Site Plan for Attachment Five.

Mayor Ken McClure asked for clarification on the applicant's request for amendments. Mary Lilly Smith, Director of Planning and Development responded the amendments address fencing along the north and west property lines of the proposed, and would require the developer to build fences along the north and west property lines in areas where none exists. Additionally, this would require the developer to replace any fencing removed during construction. She added the proposed amendments allow for a 35-foot bufferyard with six-foot wood fence on the north, a 20-foot bufferyard with six-foot wood fence on the west. Ms. Smith noted a 175-foot chain-link fence and trees located on the south property line has City Staff approval in order to prevent the additional tree removal that would be required for construction of a wood fence. Ms. Smith stated all healthy trees two inches in diameter or larger must be preserved and protected and the development must have at least seven trees per acre.

Councilman Ollis asked for clarification on who City Staff worked with to draft the amendments. Ms. Smith responded City Staff worked with the developer and utilized comments from neighborhood residents at the public hearing.

Councilman Schilling asked for clarification on fencing the east property line. Ms. Smith responded there is no bufferyard requirement along the east property line because a mobile home park previously located on the property was zoned County-Commercial District, the same zoning as the Menard's site. She added the developer may decide to add trees along the east property line, but they are not required to do so

Councilman Lear asked for clarification on the amended site plan and number of trees. Ms. Smith responded the proposed site plan addresses existing trees on the property and bufferyard requirements. Additionally, a total of seven trees per acre or 65 trees total is required. Councilman Lear asked for clarification regarding fill materials on the property. Ms. Smith responded City Staff was advised by the County who had concerns regarding the fill on the property, however there is no regulation on what type of fill is used on a property. She added when a building permit is applied for, an engineer analysis is required to verify proper compaction on the site.

Councilwoman Ferguson asked for clarification on bulk plane requirements. Ms. Smith confirmed bulk plane requirements remain the same.

Councilman Schilling moved to amend Council Bill 2019-030. Councilman Lear seconded the motion, and it was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

An opportunity was given for citizens to express their views on the amendment only. With no speakers, the public hearing was declared closed.

**3851 W. Farm
Road
148/University
Street Preliminary
Plat**

Sponsor. Schilling. Council Bill 2019-036. 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 Opal Sunset Subdivision generally located at 3851 West Farm Road 148/University 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.)

NOTE: Council Bill 2019-036 was tabled earlier in the meeting.

**9-1-1 Emergency
Communications
job titles**

Sponsor. Hosmer. Council Bill 2019-044. A general ordinance amending Chapter 2, Section 2-92 of the Springfield City Code, known as the 'Salary Ordinance,' relating to various job titles in the City of Springfield for the Springfield-Greene County 911 Emergency Communications Department, as contained in the Professional, Administrative and Technical (PAT) salary schedule, by approving six additional full-time equivalent Telecommunicator positions; and amending the Springfield-Greene County 911 Emergency Communications Department budget for Fiscal Year 2018-2019 in order to adjust the number of authorized employee Telecommunicator positions and to accept and appropriate \$88,534 in 911 County Sales Tax Revenue to fund the additional positions.

Council Bill 2019-044. General Ordinance 6508 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

**Fire prevention
and protection
codes**

Sponsor: Prater. Amended Council Bill 2019-045. A general ordinance amending the Springfield City Code, Chapter 54, 'Fire Prevention and Protection,' Article II, 'Fire Prevention Code,' Section 54-32, to make certain deletions, amendments and additions to Sections 108, 901, 1008, 1010, 1013, 1031, and Appendix T of the International Fire Code; including a savings clause and a severability clause; and establishing an effective date.

Councilwoman Ferguson asked for clarification on Section 108 and the potential costs to be incurred by local businesses for the services of Brycer, LLC. Bryan Newberry, Assistant Fire Chief, responded there is a fee of 12 dollars per inspection or up to 24 dollars if an additional inspection is required. Councilwoman Ferguson asked for clarification on exit light testing records being kept by local businesses. Assistant Chief Newberry confirmed copies of the testing records would be required to be retained on the business' premises.

Mayor Ken McClure asked for clarification on requirements for tents and if additional information would be brought to City Council regarding the issue. Assistant Chief Newberry responded David Pennington, Fire Chief, is working with City Staff and local design professionals to address concerns and if a tent is needed there are current provisions in the Fire Code to allow for consideration on a case by case basis. He added Chief Pennington will provide additional information to City Council on a future date.

An opportunity was given for citizens to express their views on the amendment only. With no speakers, the public hearing was declared closed.

Amended Council Bill 2019-045. General Ordinance 6509 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

Agreement with Brycer, LLC.

Sponsor. Hosmer. Council Bill 2019-046. A special ordinance authorizing the City Manager, or his designee, to enter into an agreement with Brycer, LLC, for the tracking and notification of fire protection system records and required testing in structures within the City.

Council Bill 2019-046. Special Ordinance 27155 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

Intergovernmental Agreement for cooperative training between Springfield Fire Department and Ozarks Technical Community College

Sponsor. Ollis. Council Bill 2019-047. A special ordinance authorizing the City Manager, or his designee, to enter into a revised Intergovernmental Agreement with Community College District of Central Southwest Missouri, AKA Ozarks Technical Community College, for the purpose of providing cooperative training between the Fire Department and Ozarks Technical Community College.

Councilman Simpson noted Council Bill 2019-047 involves his employer, Ozarks Technical Community College, and he is recusing himself from consideration of the proposed to avoid any potential conflict of interest.

Councilman Simpson left Council Chambers at 6:57 p.m.

Council Bill 2019-047. Special Ordinance 27156 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Prater, and McClure. Nays: None. Abstain: None. Absent: None. Recused: Simpson

Councilman Simpson returned to Council Chambers at 6:58 p.m.

Councilman Schilling expressed concern about not recusing himself from consideration of Council Bill 2019-047 due to being an adjunct professor at Ozarks Technical Community College.

Mayor McClure asked for clarification on the protocol for Councilman Schilling's request to be recused from the vote. Ms. Lewsader responded City Council could make a motion to reconsider.

Mayor McClure moved the vote by which Council Bill 2019-047 passed be reconsidered. Councilman Hosmer seconded the motion, and it was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

Councilman Schilling and Councilman Simpson noted Council Bill 2019-047 involves their employer, Ozarks Technical Community College, and they are recusing themselves from consideration of the proposed to avoid any potential conflict of interest.

Councilman Schilling and Councilman Simpson left Council Chambers at 7:01 p.m.

Council Bill 2019-047. Special Ordinance 27156 was approved by the following vote: Ayes: Fisk, Hosmer, Ollis, Lear, Ferguson, Prater, and McClure. Nays: None. Abstain: None. Absent: None. Recused: Schilling and Simpson.

Councilman Schilling and Councilman Simpson returned to Council Chambers at 7:02 p.m.

**Airport Budget for
Fiscal Year 2018-
2019**

Sponsor. Fisk. Council Bill 2019-048. A special ordinance amending the budget of the Airport for Fiscal Year 2018-2019, in the amount of \$800,000.00, to appropriate fund balance reserves of the Customer Facility Charge Reserve Fund.

Council Bill 2019-048. Special Ordinance 27157 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

**Division Street
and Grant Avenue
Intersection
Project**

Sponsor. Ferguson. Council Bill 2019-049. A special ordinance approving the plans and specifications for the Division Street and Grant Avenue Intersection Project, generally referred to as Plan No. 2017PW0087; accepting the bid of Ewing Signal Construction, LLC, in the amount of \$224,814.25, for the Project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder.

Councilman Hosmer asked for clarification on the City's ability to enforce contract provisions, and if the City is seeking to enforce contract provisions of the proposed. Rhonda Lewsader, City Attorney, responded City Staff is in the process of implementing enforcement and usually it is required for the majority of contracts. She added the proposed most likely does not seek to enforce provisions because it was bid out and City Staff can not alter bid documents once a contract has been bid out, but going forward an enforcement provision will be included in contracts.

Council Bill 2019-049. Special Ordinance 27158 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

**1051 W. College
Street**

Sponsor. Schilling. Council Bill 2019-050. A special ordinance authorizing the City Manager, or his designee, to enter into a contract for the purchase of certain real estate generally located at 1051 West College Street, in the amount of \$65,000.00.

Councilman Ollis asked for clarification on the clean-up process in the area located adjacent to the proposed and if the Railroad is involved in the process. Jason Gage, City Manager, responded the Railroad is one party involved amongst multiple parties with uncertainty about property lines and ownership of the property. He added City Staff met with two separate Railroad representatives to discuss the issue and will work with them to develop a solution for clean-up of the area. Mr. Gage noted the substantial amount of undergrowth on the property makes it easy for trash to get caught and activity to be hidden, and City Staff is working towards a solution for removal of the overgrowth in the area. Councilman Ollis asked for clarification on enforcement of City Code for overgrowth of brush on private properties. Mr. Gage responded there is a process in place for notifying property owners about clean-up, and if clean-up does not occur the City has the ability to step in. He added he would meet with the Law Department and research the Railroad's possible involvement in that process to gather more information and report those findings back to City Council. Councilman Ollis thanked City Staff for continuing to address the issue and expressed his opinion future development of the area makes it imperative for clean-up to be a priority.

Councilwoman Ferguson thanked Mr. Gage for the update on the clean-up process and asked for clarification about restrooms being located at the Route 66 Roadside Park. Mr. Gage responded the City's long-term plans for the area include the addition of restrooms to the site. Councilman Schilling asked for clarification on if there is interest from the Community to help clean up the area on a volunteer basis and if that would create a trespassing issue with the property owner. Mr. Gage responded City Staff is not aware of interest, but would be appreciative of volunteer assistance due the large volume of clean-up needed. He added the City will attempt to work with the Railroad in an effort to eliminate possible trespassing issues.

Council Bill 2019-050. Special Ordinance 27159 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

Waste disposal services

Sponsor: Simpson. Council Bill 2019-051. A special ordinance approving solid waste disposal agreements with Allied Services, LLC, d/b/a Republic Services of the Ozarks, a Delaware limited liability company and Waste Corporation of Missouri, Inc., a Delaware corporation, for the delivery of a certain tonnage of solid waste to the city landfill or payment of the equivalent tipping fee of the tonnage.

Council Bill 2019-051. Special Ordinance 27160 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

Events with alcohol on City rights-of-way

Sponsor: McClure. Council Bill 2019-052. A general ordinance amending the Springfield City Code, Chapter 10 – 'Alcoholic Beverages,' Section 10-62. – 'Exception for general merchandise stores, restaurants, and exempt organizations,' to increase the number and expand the area for certain permitted events; amending Chapter 78 – 'Offenses and Miscellaneous Provisions,' Section 78-4. – 'Possession, sale or consumption of alcoholic beverages in public place,' to amend the title of Subsection (c); amending Chapter 106 – 'Traffic and Vehicles,' Section 106-50. – 'Use of City right-of-way during Artsfest'; and including a provision to sunset this Ordinance on December 31, 2019.

Council Bill 2019-052. General Ordinance 6510 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

RESOLUTIONS

EMERGENCY BILLS

PUBLIC IMPROVEMENTS

The following bills appeared on the agenda under Grants.

Public Health Opioid Crisis Response activities

Sponsor: Lear. Council Bill 2019-042. Substitute No. 1. A special ordinance authorizing the City Manager, or his designee, to accept a grant from the Missouri Department of Health and Senior Services to support Public Health Opioid Crisis Response activities, federally funded by reimbursement from the Centers for Disease Control and Prevention; and amending the budget of the Springfield-Greene County Health Department for Fiscal Year 2018-2019 in the amount - of \$120,000.00.

Katie Towns, Assistant Director of Health, provided a brief overview of the proposed. Ms. Towns stated the City received an invitation from the Missouri Department of Health and Senior Services to apply for an Opioid Crisis Response Funding Grant originating from the Centers for Disease Control and Prevention and allocated by the State to provide local funding and resources for Opioid Crisis countermeasures. She added mental health and substance abuse was identified as a priority health issue for our Community and the Health Department has spent a year and a half studying the issue to better understand and provide resources to citizens needing additional help with this issue. Ms. Towns expressed her opinion the proposed comes at a good time when multiple community partners and organizations are collectively working with the City to provide education and upstream intervention targeting local youth and first responders. Additionally, the City will partner with the Discovery Center, Community Partnership of the Ozarks, Safe and Sober, and the first responder community.

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

Council Bill 2019-042. Substitute No. 1. Special Ordinance 27161 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

**Opioid Crisis
response activities**

Sponsor: Lear. Council Bill 2019-042. A special ordinance authorizing the City Manager, or his designee, to accept a grant from the Missouri Department of Health and Senior Services to support Public Health Opioid Crisis Response activities, federally funded by reimbursement from the Centers for Disease Control and Prevention; and amending the budget of the Springfield-Greene County Health Department for Fiscal Year 2018-2019 in the amount of \$100,000.00.

Council Bill 2019-042 failed due to the passage of Council Bill 2019-042 Substitute No. 1.

AMENDED BILLS

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

**1116 and 1120 E.
Pythian Street and
922 to 933 N.
Florence Avenue,
and 941 N.
National Avenue**

Sponsor: Ferguson. Council Bill 2019-055. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 3.73 acres of property, generally located at 1116 and 1120 East Pythian Street, 922 to 933 North Florence Avenue, and 941 North National Avenue, from LB, Limited Business District and R-TH, Residential Townhouse District to GI, Government and Institutional Use District. (Staff and Planning and Zoning Commission recommend approval.) (By: Junior College District of Southwest Missouri (OTC); 1116, 1120 East Pythian Street, 922 to 933 North Florence Avenue, and 941 North National Avenue; Z-2-2019.)

Councilman Schilling and Councilman Simpson noted Council Bill 2019-055 involves their employer, Ozarks Technical Community College, and they are recusing themselves from consideration of the proposed to avoid any potential conflict of interest.

Councilman Schilling and Councilman Simpson left Council Chambers at 7:16 p.m.

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. Ms. Smith stated the proposed rezoning from Limited Business and Residential Townhouse to Government and Institutional use would consolidate Ozarks Technical

Community College (OTC) property into one zoning district. She added under the Growth Management and Land Use Plan, the southern portion of the property is appropriate for Medium Intensity Retail, Office, or Housing and the northern portion is appropriate for Low-Density Housing. Ms. Smith noted on May 17, 2010 City Council adopted OTC's Master Plan that included appropriate expansion of the college, and City Staff and Planning and Zoning Commission recommend approval.

An opportunity was given for citizens to express their views.

Jonathon Staats spoke in favor of the proposed. Mr. Staats expressed his opinion the proposed will continue to consolidate the OTC campus in coordination with the OTC Master Plan.

With no additional speakers, the public hearing was declared closed.

Councilman Schilling and Councilman Simpson returned to Council Chambers at 7:19 p.m.

**1325 N. Eldon
Avenue**

Sponsor. Ferguson. Council Bill 2019-056. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 43.5 acres of property, generally located at 1325 North Eldon Avenue, from Planned Development No. 187, 1st Amendment, to GM, General Manufacturing District. (Staff and Planning and Zoning Commission recommend approval.) (By: Positronic Industries Inc.; 1325 North Eldon Avenue; Z-5-2019.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. Ms. Smith stated the proposed would rezone the area from Planned Development 187 1st to General Manufacturing and under the Growth Management and Land Use Plan, the area is suitable for General Industry, Transportation, and Utilities. Additionally, sidewalk improvements at Division Street and Eldon Avenue and a Traffic Impact Study would be required at the time of development. She noted City Staff and Planning and Zoning Commission recommend approval.

An opportunity was given for citizens to express their views.

Billy Kimmons spoke in favor of the proposed. Mr. Kimmons stated he is the principal architect and representing the applicant. He added the existing use is Manufacturing and the proposed would not alter the use of the property.

With no additional speakers, the public hearing was declared closed.

**3040 E. Cherry
Street**

Sponsor. Prater. Council Bill 2019-057. A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 1.8 acres of property, generally located at 3040 East Cherry Street, from HC, Highway Commercial and R-LD, Low-Density Multi-family Residential District with Conditional Overlay District No. 77 to GM, General Manufacturing District and establishing Conditional Overlay District No. 167. (Staff and Planning and Zoning Commission recommend approval.) (By: Excel Investments LP; 3040 East Cherry Street; Z-6-2019 w/Conditional Overlay District No. 167.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. Ms. Smith stated under the Growth Management and Land Use Plan the property is suitable for Low-Density Housing and is adjacent to General Manufacturing and Residential

Low-Density (R-LD) zoning. She added the majority of the R-LD property is located in a sinkhole boundary or 100-year flood elevation and the Conditional Overlay District would require platting along zoning lines. Ms. Smith noted Cherry Street is a secondary arterial to the proposed and City Staff and Planning and Zoning recommend approval.

Councilman Ollis asked for clarification on the location of the property. Ms. Smith provided a visual aide of the property's location to City Council.

An opportunity was given for citizens to express their views.

Jared Davis spoke in favor of the proposed. Mr. Davis stated he represents Anderson Engineering, Inc. and provided clarification on the location of the proposed relative to the adjacent former television station property. Councilman Ollis asked for clarification on planned development for the property adjacent to the proposed. Mr. Davis responded both properties would have similar zoning. He noted two separate buildings are being designed, but development would be similar.

With no additional speakers, the public hearing was declared closed.

**Off-Street Parking
and Loading
Design and
Development
Standards**

Sponsor: Simpson. Council Bill 2019-058. A general ordinance amending Chapter 36 of the Springfield City Code, 'Land Development Code,' Article III, 'Zoning Regulations,' Division VI, 'Design and Development Standards,' Section 36-483, 'Off-Street Parking and Loading Design Standards,' relating to surfacing requirements for driveways, vehicle parking, storage, and maneuvering areas. (Planning and Zoning Commission and Staff recommend approval.)

Mary Lilly Smith, Director of Planning and Development, provided a brief overview of the proposed. Ms. Smith stated the proposed would add vehicle parking, storage, and maneuvering areas to driveway resurfacing requirements, and clarify surfacing material must be concrete, asphalt, or alternative paving material. She added it would provide additional clarification that the demolition of a primary structure, or expansion of a primary structure by more than 25 percent, would require existing driveway, vehicle parking, storage, and maneuvering areas meet surfacing requirements. Ms. Smith noted driveways are located on private property, driveway aprons are located on City property, and both are currently required to be paved. She added City Staff and Planning and Zoning Commission recommend approval and provided a visual aide of proposed amendments to City Code Section 36-483 to City Council.

Councilwoman Ferguson asked for clarification on the use of materials for driveway expansion on properties with single-car garage dwellings that have existing gravel driveways. Ms. Smith responded the expanded portions would require a type of pavement, to include a parking pad, but the original driveway could remain gravel.

Councilman Hosmer asked for clarification on backyard parking and storage of vehicles. Ms. Smith responded backyard parking could occur on a paved surface, but not on the grass.

Councilman Ollis asked for clarification on front yard parking of vehicles and enforcement of the issue. Ms. Smith responded parking is not allowed in front yards and it is enforced on a complaint basis. Councilman Ollis expressed his opinion enforcement of front yard parking is necessary for the proposed to have a positive impact and asked for clarification on front yard parking for disabled vehicles. Jason Gage, City Manager, responded City Staff would be bringing forward recommendations to City Council on overall nuisance abatement in neighborhoods and considerations for expanding enforcement of City Codes related to the issue. Mr. Gage expressed his opinion additional enforcement is needed based on citizen and City Council feedback and City Staff will continue to work towards a solution.

Councilwoman Fisk asked for clarification on the type of driveway materials used for construction of new homes, specifically pea gravel and crushed oyster shells. Ms. Smith responded the proposed would require new construction have driveways made with concrete, asphalt, or alternative paving material, and pea gravel and oyster shells would not meet the requirements. Councilwoman Fisk asked for clarification on the timing of implementation of the proposed. Ms. Smith confirmed it would be effective upon passage. Councilwoman Fisk expressed concern for the possibility of increased costs for new construction in established neighborhoods due to proposed driveway material requirements. Ms. Smith responded existing City Code requires newly constructed homes have a paved driveway and gravel-type driveways are not allowable for new construction.

Councilman Lear asked for clarification on the definition of a vehicle and if boat trailers and similar items would be allowed to be parked in yards under the proposed. Ms. Smith responded she was under the impression that in order to be considered a vehicle, it requires a motor, and she would get clarification on the definition and parking of non-motorized items to provide to City Council at a later date.

Councilwoman Ferguson asked for clarification on trailers being parked in backyards. Ms. Smith responded the proposed would require trailers parked in backyards be on a paved surface, not on grass, and Building and Development Services currently implements enforcement by issuing notices to properties where backyard parking is occurring on the grass. Councilwoman Ferguson asked for clarification on enforcement of front yard parking. Rhonda Lewsader, City Attorney, responded the Springfield Police Department implements enforcement of front yard parking issues.

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

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

**The Link
Washington
Avenue Project**

Sponsor: Ollis. Council Bill 2019-059. A special ordinance approving the plans and specifications for The Link Washington Avenue Project; accepting the bid of Hamilton and Dad, Inc., in the amount of \$233,162.19, for said Project; and authorizing the City Manager to enter into a contract with such bidder.

Derrick Estell, Engineer, provided a brief overview of the proposed. Mr. Estell stated retaining walls on the west side of Commercial Street could be constructed and stormwater infrastructure could be improved under the proposed. He noted the primary focus of the project would be to create a safe and accessible route along this segment of The Link by improving visibility in the tunnel passing underneath the Burlington Northern Santa Fe Railroad. He added pedestrian access would be maintained throughout the duration of the project and bids were solicited and advertised in Daily Events. Mr. Estell stated two bids were received and the lowest bid of \$233,162.19 was received from Hamilton and Dad Inc.

Councilman Ollis asked for clarification on improvements to the Lyon Street underpass. Mr. Estell responded the City added LED lighting to the underpass in Fall of 2018 and he is under the impression there are no current plans for additional improvements to that underpass.

Councilwoman Ferguson asked for clarification on visibility and stormwater improvements included in the proposed project. Mr. Estell confirmed visibility would be improved, stormwater issues corrected, and sidewalks would be widened to approximately 13 feet. Councilwoman Ferguson expressed her opinion this will have a positive impact on public safety in this area.

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

PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

Appeared

Megan Short addressed City Council. Ms. Short stated she is the Executive Director of the Springfield Contractors Association. She noted the crime statistics showed an 18 percent decrease in crime and expressed her opinion the resulted from collaboration between City Staff, Police and Fire Departments, and City Council. Ms. Short stated passage of the Level Property Tax to establish long-term public safety funding, efforts to enhance police forces, prioritizing of public safety by City Council, and public and neighborhood awareness and engagement have made a difference in crime reduction. She expressed her opinion there is more work to be done; however, current efforts need to be recognized. She expressed her opinion safe cities attract current and future employers, students, and families. Ms. Short thanked City Staff and Community members for positively impacting this issue.

Councilman Prater thanked Ms. Short for her comments and expressed his opinion of the importance of the ¼ cent sales tax ballot initiative on the April 2, 2019 ballot.

NEW BUSINESS

Records Destruction

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

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

2320 N. Belcrest Avenue

Sponsor: Prater. Council Bill 2019-060. 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 Ozark Motor Lines Subdivision generally located at 2320 North Belcrest Avenue, 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.)

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

Missouri Highways and Transportation Commission Grant Funds

Sponsor: Fisk. Council Bill 2019-061. A special ordinance authorizing the City Manager, or his designee, to execute a contract with the Missouri Highways and Transportation Commission, providing for a grant of funds to the Airport Board in the amount of \$46,201.00, for the design of Phase Two of the General Aviation Apron expansion at Springfield-Branson National Airport; amending the budget of the Airport Board in the amount of \$51,334.00; and declaring that this bill qualifies for approval in one reading.

Council Bill 2019-061. Special Ordinance 27162 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

**Reappointment of
Kevin Guffey and
Brad Thessing to
Glenstone
Marketplace CID
Board of Directors**

Sponsor: Lear. Council Bill 2019-062. A resolution confirming the reappointment of Kevin Guffey and Brad Thessing to the Glenstone Marketplace Community Improvement District Board of Directors. (Staff recommends approval).

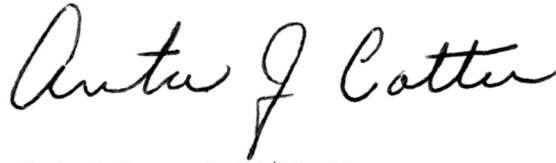
Council Bill 2019-054. Resolution 10434 was approved by the following vote: Ayes: Schilling, Fisk, Hosmer, Ollis, Lear, Ferguson, Simpson, Prater, and McClure. Nays: None. Abstain: None. Absent: None.

CONSENT AGENDA SECOND READING BILLS.

END OF CONSENT AGENDA.

ADJOURN.

There being no further business, the meeting adjourned at approximately 7:46 p.m.

A handwritten signature in black ink, reading "Anita J. Cotter". The signature is fluid and cursive, with the first name "Anita" and last name "Cotter" clearly legible.

Anita J. Cotter, CMC/MRCC
City Clerk

Prepared by
Melissa Carman